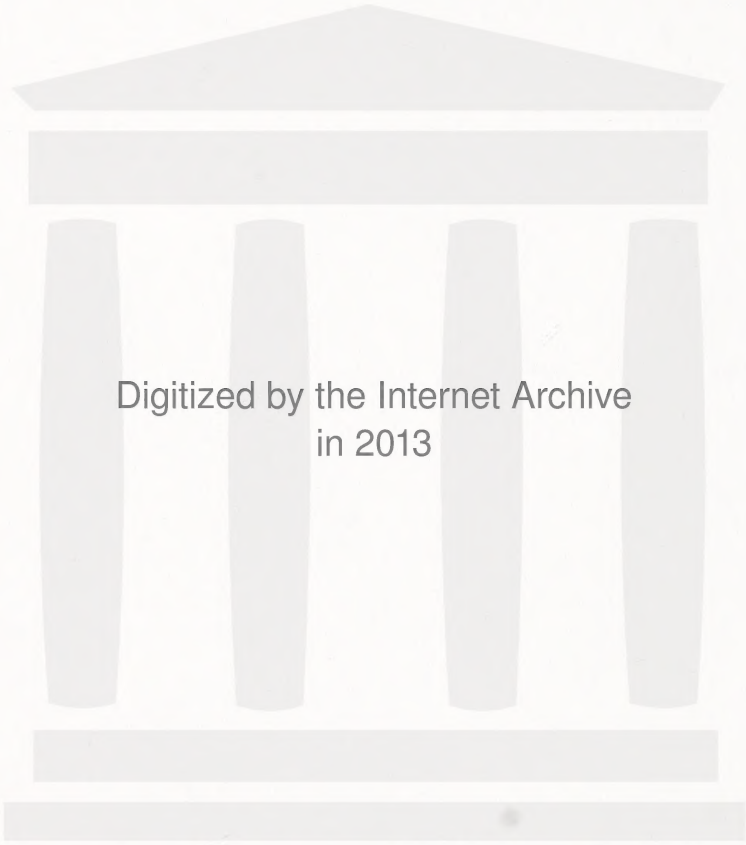
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JOURNAL

OF THE

House of Representatives

OF THE

1993

GENERAL ASSEMBLY

OF THE

STATE OF NORTH CAROLINA

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FIRST SESSION 1993

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OFFICERS AND MEMBERS

of the

House Of Representatives

FIRST SESSION 1993

Daniel T. Blue, Jr., *Speaker* ..... Raleigh, Wake County
Marie W. Colton, *Speaker Pro Tempore* ..... Asheville, Buncombe County
Denise G. Weeks, *Principal Clerk* ..... Willow Springs, Wake County
Lisa F. Smith, *Reading Clerk* ..... Raleigh, Wake County
Oscar Tyson, *Sergeant-at-Arms* ..... Zebulon, Wake County

REPRESENTATIVES

1st District: (1) Camden, Currituck, Pasquotank, Perquimans (Part).
Vernon G. James (D) ..... Pasquotank ..... Elizabeth City

2nd District: (1) Beaufort, Craven (Part), Hyde, Pitt (Part).
Zeno L. Edwards, Jr. (R) ..... Beaufort ..... Washington

3rd District: (1) Craven (Part), Pamlico (Part).
John M. Nichols (R) ..... Craven ..... New Bern

4th District: (2) Carteret, Onslow (Part).
Jean Rouse Preston (R) ..... Carteret ..... Emerald Isle
Ronnie Smith (D) ..... Carteret ..... Atlantic Beach

5th District: (1) Bertie (Part), Gates, Hertford (Part), Northampton.
Howard J. Hunter, Jr. (D) ..... Northhampton ..... Conway

6th District: (1) Bertie (Part), Hertford (Part), Martin (Part), Pitt (Part), Washington (Part).
Richard Eugene Rogers (D) ..... Martin ..... Williamston

7th District: (1) Edgecombe (Part), Halifax (Part), Martin (Part), Nash (Part).
Dock M. Brown (D) ..... Halifax ..... Weldon

8th District: (1) Edgecombe (Part), Greene (Part), Martin (Part), Pitt (Part).
Linwood E. Mercer (D) ..... Pitt ..... Farmville

9th District: (1) Greene (Part), Pitt (Part).
Charles McLawhorn (D) ..... Pitt ..... Winterville

10th District: (1) Duplin (Part), Jones (Part), Onslow (Part).
Vance Alphin (D) ..... Duplin ..... Mt. Olive

11th District: (1) Lenoir (Part), Wayne (Part).
Philip A. Baddour, Jr. (D) ..... Wayne ..... Goldsboro

12th District: (1) Onslow (Part), Pender (Part), Sampson (Part).

Edward C. Bowen (D)	Sampson	Harrells

13th District: (1) New Hanover (Part).

Karen E. Gottovi (D)	New Hanover	Wilmington

14th District: (2) Brunswick (Part), Columbus (Part), New Hanover (Part), Robeson (Part).

Dewey Hill (D)	Columbus	Whiteville
E. David Redwine (D)	Brunswick	Shallotte

15th District: (1) Wake (Part).

J. Sam Ellis (R)	Wake	Garner

16th District: (1) Cumberland (Part), Hoke (Part), Moore (Part), Robeson (Part), Scotland (Part).

Daniel H. DeVane (D)	Hoke	Raeford

17th District: (2) Cumberland (Part).

Theodore J. Kinney (D)	Cumberland	Fayetteville
Mary E. McAllister (D)	Cumberland	Fayetteville

18th District: (2) Cumberland (Part).

Kenneth Owen Spears, Jr. (D)	Cumberland	Fayetteville
Billy Richardson (D)	Cumberland	Fayetteville

19th District: (2) Harnett, Lee, Sampson (Part).

Clarence P. Stewart (D)	Harnett	Sanford
Bobby Ray Hall (D)	Lee	Sanford

20th District: (1) Franklin (Part), Johnston (Part), Nash (Part).

Billy J. Creech (R)	Johnston	Wilson Mills

21st District: (1) Wake (Part).

Daniel T. Blue, Jr. (D)	Wake	Raleigh

22nd District: (2) Franklin (Part), Granville (Part), Halifax (Part), Person, Vance (Part), Warren (Part).

Richard H. Moore (D)	Vance	Henderson
Michael S. Wilkins (D)	Person	Roxboro

23rd District: (3) Durham (Part).

Paul Luebke (D)	Durham	Durham
H. M. Michaux, Jr. (D)	Durham	Durham
George W. Miller, Jr. (D)	Durham	Durham

24th District: (2) Chatham (Part), Orange (Part).

Anne C. Barnes (D)	Orange	Chapel Hill
Joe Hackney (D)	Orange	Chapel Hill

25th District: (3) Alamance, Caswell, Orange (Part), Rockingham (Part).

J. Fred Bowman (D)	Alamance	Burlington
Edward Nelson Cole (D)	Rockingham	Reidsville
Bertha Holt (D)	Alamance	Burlington

26th District: (1) Guilford (Part).

Herman C. Gist (D)	Guilford	Greensboro

27th District: (1) Davidson (Part), Guilford (Part).

Steve Wood (R)	Guilford	High Point

28th District: (1) Guilford (Part).
Will Burton (D) ..... Guilford ..... Greensboro

29th District: (1) Guilford (Part).
Joanne W. Bowie (R) ..... Guilford ..... Greensboro

30th District: (1) Chatham (Part), Guilford (Part), Randolph (Part).
Arlie F. Culp (R) ..... Randolph ..... Ramseur

31st District: (1) Moore (Part).
Richard Morgan (R) ..... Moore ..... Pinehurst

32nd District: (1) Montgomery (Part), Richmond, Scotland (Part).
Hugh A. Lee (D) ..... Richmond ..... Rockingham

33rd District: (1) Anson, Montgomery (Part), Stanly (Part).
Foyle Hightower, Jr. (D) ..... Anson ..... Wadesboro

34th District: (1) Union (Part).
Bobby Griffin (D) ..... Union ..... Monroe

35th District: (1) Rowan (Part).
Charlotte A. Gardner (R) ..... Rowan ..... Salisbury

36th District: (1) Mecklenburg (Part).
Jim Black (D) ..... Mecklenburg ..... Matthews

37th District: (1) Davidson (Part).
Paul J. McCrary (D) ..... Davidson ..... Lexington

38th District: (1) Guilford (Part), Randolph (Part).
Harold J. Brubaker (R) ..... Randolph ..... Asheboro

39th District: (1) Forsyth (Part).
Lyons Gray (R) ..... Forsyth ..... Winston-Salem

40th District: (3) Alleghany, Ashe, Stokes, Surry, Watauga.
David H. Diamont (D) ..... Surry ..... Pilot Mountain
Judy Frances Hunt (D) ..... Watauga ..... Blowing Rock
Wade F. Wilmoth (D) ..... Watauga ..... Boone

41st District: (2) Alexander (Part), Wilkes, Yadkin.
John W. Brown (R) ..... Wilkes ..... Elkin
George M. Holmes (R) ..... Yadkin ..... Hamptonville

42nd District: (1) Iredell (Part).
Frank Mitchell (R) ..... Iredell ..... Olin

43rd District: (1) Catawba (Part), Iredell (Part)
C. Robert Brawley (R) ..... Iredell ..... Mooresville

44th District: (1) Gaston (Part), Lincoln (Part).
John R. Gamble, Jr. (D) ..... Lincoln ..... Lincolnton

45th District: (2) Catawba (Part), Gaston (Part), Lincoln (Part).
Cherie Killian Berry (R) ..... Catawba ..... Maiden
Charles R. Preston (R) ..... Catawba ..... Conover

46th District: (2) Avery, Burke (Part), Caldwell (Part), Catawba (Part), Mitchell.
David Flaherty, Jr. (R) ..... Caldwell ..... Lenoir
Gregg Thompson (R) ..... Mitchell ..... Spruce Pine

47th District: (1) Burke (Part).
Walter G. Church, Sr. (D) ..... Burke ..... Valdese

48th District: (3) Cleveland, Gaston (Part), Polk (Part), Rutherford.
Jack Hunt (D) ..... Cleveland ..... Shelby
Edith L. Lutz (D) ..... Cleveland ..... Lawndale
John Weatherly (R) ..... Cleveland ..... Kings Mountain

49th District: (1) Burke (Part), McDowell, Yancey.
Robert C. Hunter (D) ..... McDowell ..... Marion

50th District: (1) Henderson (Part), Polk (Part).
Larry T. Justus (R) ..... Henderson ..... Hendersonville

51st District: (3) Buncombe (Part).
Marie W. Colton (D) ..... Buncombe ..... Asheville
Narvel J. Crawford (D) ..... Buncombe ..... Asheville
Martin L. Nesbitt (D) ..... Buncombe ..... Asheville

52nd District: (2) Graham, Haywood, Jackson (Part), Madison, Swain.
Charles M. Beall (D) ..... Haywood ..... Clyde
Liston B. Ramsey (D) ..... Madison ..... Marshall

53rd District: (1) Cherokee, Clay, Jackson (Part), Macon.
Thomas K. Jenkins (D) ..... Macon ..... Franklin

54th District: (1) Mecklenburg (Part).
John B. McLaughlin (D) ..... Mecklenburg ..... Newell

55th District: (1) Mecklenburg (Part).
David G. Balmer (R) ..... Mecklenburg ..... Charlotte

56th District: (1) Mecklenburg (Part).
Martha Alexander (D) ..... Mecklenburg ..... Charlotte

57th District: (1) Mecklenburg (Part).
Connie Wilson (R) ..... Mecklenburg ..... Charlotte

58th District: (1) Mecklenburg (Part).
Ruth M. Easterling (D) ..... Mecklenburg ..... Charlotte

59th District: (1) Mecklenburg (Part).
W. Pete Cunningham (D) ..... Mecklenburg ..... Charlotte

60th District: (1) Mecklenburg (Part).
Howard C. Barnhill (D) ..... Mecklenburg ..... Charlotte

61st District: (1) Wake (Part).
Brad Miller (D) ..... Wake ..... Raleigh

62nd District: (1) Wake (Part).
David Miner (R) ..... Wake ..... Cary

63rd District: (1) Durham (Part), Wake (Part).
Peggy Stamey (D) ..... Wake ..... Raleigh

64th District: (1) Wake (Part).
Bob Hensley (D) ..... Wake ..... Raleigh

65th District: (1) Wake (Part).
Aaron E. Fussell (D) ..... Wake ..... Raleigh

66th District: (1) Forsyth (Part).
Annie Brown Kennedy (D) ..... Forsyth ..... Winston-Salem

67th District: (1) Forsyth (Part).
Warren (Pete) Oldham (D) ..... Forsyth ..... Winston-Salem

68th District: (1) Buncombe (Part), Henderson (Part), Transylvania.
W. M. Ives (R) ..... Transylvania ..... Brevard

69th District: (1) Mecklenburg (Part).
J. Shawn Lemmond (R) ..... Mecklenburg ..... Matthews

70th District: (1) Edgecombe (Part), Nash (Part), Wilson (Part).
Milton F. Fitch, Jr. (D) ..... Wilson ..... Wilson

71st District: (1) Edgecombe (Part), Nash (Part), Pitt (Part), Wilson (Part).
Joe Mavretic (D) ..... Edgecombe ..... Tarboro

72nd District: (1) Nash (Part), Wilson (Part).
Gene Arnold (R) ..... Nash ..... Rocky Mount

73rd District: (1) Forsyth (Part), Rockingham (Part).
Peggy Wilson (R) ..... Rockingham ..... Madison

74th District: (1) Davidson (Part), Davie.
Julia Craven Howard (R) ..... Davie ..... Mocksville

75th District: (1) Cumberland (Part).
Alex Warner (D) ..... Cumberland ..... Hope Mills

76th District: (1) Gaston (Part), Mecklenburg (Part).
W. W. Dickson (R) ..... Gaston ..... Gastonia

77th District: (1) Greene (Part), Lenoir (Part), Wayne (Part).
Carolyn Russell (R) ..... Wayne ..... Goldsboro

78th District: (1) Granville (Part), Vance (Part), Warren (Part).
James P. Green, Sr. (D) ..... Vance ..... Henderson

79th District: (1) Craven (Part), Jones (Part), Lenoir (Part), Pamlico (Part).
William Wainwright (D) ..... Craven ..... Havelock

80th District: (1) Onslow (Part).
William Robert Grady (R) ..... Onslow ..... Jacksonville

81st District: (1) Cabarrus (Part), Union (Part).
Timothy N. Tallent (R) ..... Cabarrus ..... Concord

82nd District: (1) Cabarrus (Part), Stanly (Part), Union (Part).
Bobby Harold Barbee (R) ..... Stanly ..... Locust

83rd District: (1) Rowan (Part).
Eugene McCombs (R) ..... Rowan ..... Faith

84th District: (1) Forsyth (Part), Guilford (Part).
Michael Decker (R) ..... Forsyth ..... Walkertown

85th District: (1) Hoke (Part), Robeson (Part).
Ronnie Sutton (D) ..... Robeson ..... Pembroke

86th District: (1) Chowan, Dare, Perquimans (Part), Tyrrell, Washington (Part).
Raymond M. Thompson (D) ..... Chowan ..... Edenton

87th District: (1) Hoke (Part), Robeson (Part), Scotland (Part).
Frances M. Cummings (D) ..... Robeson ..... Lumberton

88th District: (1) Forsyth (Part).
Theresa Esposito (R) ..... Forsyth ..... Winston-Salem

89th District: (2) Guilford (Part).
Mary Jarrell (D) ..... Guilford ..... High Point
Maggie Jeffus (D) ..... Guilford ..... Greensboro

90th District: (1) Cabarrus (Part).
Robert C. Hayes (R) ..... Cabarrus ..... Concord

91st District: (1) Alexander (Part), Caldwell (Part), Catawba (Part).
George S. Robinson (R) ..... Caldwell ..... Lenoir

92nd District: (1) Durham (Part), Wake (Part).
Erin J. Kuczmarski (D) ..... Wake ..... Raleigh

93rd District: (1) Gaston (Part), Mecklenburg (Part).
Billy W. Joye, Jr. (D) ..... Gaston ..... Belmont

94th District: (1) Davidson (Part), Randolph (Part).
Jerry C. Dockham (R) ..... Davidson ..... Denton

95th District: (1) Johnston (Part).
Leo Daughtry (R) ..... Johnston ..... Smithfield

96th District: (1) Bladen, Cumberland (Part), New Hanover (Part), Pender (Part), Sampson (Part).
Edd Nye (D) ..... Bladen ..... Elizabethtown

97th District: (1) Duplin (Part), Sampson (Part), Wayne (Part).
Jerry Braswell (D) ..... Wayne ..... Goldsboro

98th District: (1) Brunswick (Part), Columbus (Part), New Hanover (Part), Pender (Part).
Thomas Wright (D) ..... New Hanover ..... Wilmington

HOUSE JOURNAL

SESSION 1993

FIRST DAY

HOUSE OF REPRESENTATIVES
Wednesday, January 27, 1993

This day, in accordance with the Constitution of the State of North Carolina and G. S. 120–11.1, which fixes the date for the meeting of the General Assembly of North Carolina, the Members of the House of Representatives assemble in the House Chamber of the State Legislative Building in the City of Raleigh at 12:00 Noon and are called to order by the Honorable Grace Collins, House Principal Clerk.

Prayer is offered by the Reverend James W. McGinnis.

The roll is called and one hundred twenty Members–elect answer when their names are called. By appointment of Governor James B. Hunt, Jr., Theodore Kinney replaces Representative–elect Luther R. Jeralds, Jr., who died December 13, 1992. The Principal Clerk declares a quorum is present.

The one hundred twenty Members–elect who are present, appear with proper certificates of election, take and subscribe to the following oath of office, which is administered by Chief Justice James G. Exum, Jr., Supreme Court of North Carolina.

OATH FOR MEMBERS OF THE HOUSE OF REPRESENTATIVES 1993 SESSION

I do solemnly swear (or affirm) that I will support and maintain the Constitution and laws of the United States; so help me God; and

I do solemnly and sincerely swear (or affirm) that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution and laws of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and

I do swear (or affirm) that I will faithfully discharge the duties of the office of a Member of the 1993 House of Representatives according to the best of my skill and ability, according to law; so help me God.

District	*Name*
1st	Vernon G. James
2nd	Zeno L. Edwards, Jr.
3rd	John M. Nichols
4th	Ronnie L. Smith Jean R. Preston
5th	Howard J. Hunter, Jr.
6th	R. Eugene Rogers
7th	Dock M. Brown
8th	Linwood E. Mercer
9th	Charles L. McLawhorn
10th	Vance Alphin
11th	Phil Baddour
12th	Edward C. Bowen
13th	Karen E. Gottovi
14th	Dewey Hill E. David Redwine
15th	J. Sam Ellis
16th	Daniel H. DeVane
17th	Theodore Kinney Mary E. McAllister
18th	Billy Richardson K. Owen Spears, Jr.
19th	Bobby Ray Hall Clarence Stewart
20th	Billy J. Creech
21st	Daniel T. Blue, Jr.
22nd	Richard H. Moore Michael S. Wilkins
23rd	H. M. Michaux, Jr. Paul Luebke George W. Miller, Jr.

24th	Anne C. Barnes Joe Hackney
25th	J. Fred Bowman Nelson Cole Bertha Holt
26th	Herman C. Gist
27th	Steve Wood
28th	Will Burton
29th	Joanne W. Bowie
30th	Arlie F. Culp
31st	Richard Morgan
32nd	Hugh A. Lee
33rd	Foyle Hightower, Jr.
34th	Bobby Griffin
35th	Charlotte Gardner
36th	Jim Black
37th	Paul J. McCrary
38th	Harold J. Brubaker
39th	Lyons Gray
40th	David H. Diamont Judy Hunt Wade F. Wilmoth
41st	John W. Brown George M. Holmes
42nd	Frank Mitchell
43rd	C. Robert Brawley
44th	John R. Gamble, Jr.
45th	Cherie Killian Berry Charles R. Preston
46th	David Flaherty, Jr. Gregg Thompson
47th	Walter G. Church, Sr.

48th	Jack Hunt Edith L. Lutz John Weatherly
49th	Robert C. Hunter
50th	Larry T. Justus
51st	Marie W. Colton Narvel J. Crawford Martin L. Nesbitt
52nd	Charles M. Beall Liston B. Ramsey
53rd	Thomas K. Jenkins
54th	John B. McLaughlin
55th	David G. Balmer
56th	Martha Alexander
57th	Connie Wilson
58th	Ruth M. Easterling
59th	W. Pete Cunningham
60th	Howard C. Barnhill
61st	Brad Miller
62nd	David Miner
63rd	Peggy Stamey
64th	Bob Hensley
65th	Aaron E. Fussell, Sr.
66th	Annie Brown Kennedy
67th	Warren Oldham
68th	W. M. Ives
69th	J. Shawn Lemmond
70th	Milton F. Fitch, Jr.
71st	Joe Mavretic
72nd	Gene Arnold
73rd	Peggy Wilson

74th	Julia Craven Howard
75th	Alex Warner
76th	W. W. Dickson
77th	Carolyn Russell
78th	James P. Green, Sr.
79th	William Wainwright
80th	Robert Grady
81st	Timothy N. Tallent
82nd	Bobby Harold Barbee
83rd	Eugene McCombs
84th	Michael Decker
85th	Ronnie Sutton
86th	Raymond M. Thompson
87th	Frances M. Cummings
88th	Theresa Esposito
89th	Mary Jarrell Maggie Jeffus
90th	Robert C. Hayes
91st	George S. Robinson
92nd	Erin J. Kuczmarski
93rd	Billy Joye
94th	Jerry C. Dockham
95th	Leo Daughtry
96th	Edd Nye
97th	Jerry Braswell
98th	Thomas E. Wright

The Principal Clerk announces that the first order of business is the election of a Speaker and declares that nominations are in order.

ELECTION OF OFFICERS

The Chair recognizes Representative Carolyn Russell who places in nomination the name of Representative Balmer as the Republican Nominee for the Speaker of the House of Representatives.

"I come before you today to place in nomination for Speaker of the North Carolina House of Representatives, Representative David G. Balmer.

"As many of the returning members know, Representative Balmer is a hard-working and committed legislator. David was born and raised in Charlotte and graduated with honors from UNC-Chapel Hill and Wake Forest Law School. David and his wife, Mary Kay, live in Charlotte where he is a well-respected attorney. His commitment to the legislative process has been outstanding—both in his contributions of bills, amendments, debate in committees and on the House floor; but also, he has never missed a single one of the 5,292 House roll call votes during his two terms (the new Members will find out how extraordinary that accomplishment is).

"Representative Balmer was elected House Minority Leader at our caucus in November. Ever since then he has been working hard to organize our caucus so that we will bring our own Republican proposals to the table.

"Historically, our nation, including North Carolina, has used the two-party system as a model for government. The 'loyal opposition' existed in early English times for the same reason it exists today. Only with a strong two-party system can we have healthy competition between candidates, giving voters a true choice; only with the two-party system do we have the 'watch dog' accountability the people deserve; and, only through a two-party system do we push ourselves toward meaningful dialogue on the issues which produces good legislation.

"Our constitution provides for checks and balances between the executive and legislative branches, but checks and balances offered by the two-party system are vitally important to our legislative process and the people we serve.

"For years, the Republican Party has played a significant role in shaping North Carolina policy. Although we are the minority party here in the Legislature, our ideas have been heard and most recently adopted by both Democrat and Republican candidates. Indeed, we are excited that Governor Hunt has embraced some of these ideas. I am speaking of ideas like:

—The line-item veto for the Governor

—Local control of public schools

—Budget reform

—The issue of crime and our revolving door prisons

—A responsible health care proposal that will preserve the quality of our medical system

—Responsible protection of the environment

—Less unnecessary regulation of business so that jobs can be created and preserved

"Under Representative Balmer's leadership we will be working to offer Republican solutions to these problems—solutions that come from our fiscally conservative, less-government Republican philosophy. Representative Balmer wants the House Republican caucus to define itself by what we stand for, not just against what the Democrat members are proposing. We look forward to the debate on these issues and to passing good legislation for the people of North Carolina.

"With that spirit in mind, I ask that Representative David Balmer from Mecklenburg County be nominated for Speaker of the House and that this nomination speech be recorded by spreading it across the pages of the Journal for today's opening session.

"Finally, I ask that a special note be made that among his supporters be listed the name of his newest constituent and daughter, Laura Ann Balmer."

The Chair is notified that no seconds are requested.

The Chair recognizes Representative Anne Barnes who places the name of Representative Daniel T. Blue, Jr. as the Democratic Nominee for the Speaker of the House of Representatives.

"Ladies and Gentlemen, Young People and Children:

"I place in nomination the name of Daniel T. Blue for a second term as Speaker of the North Carolina House of Representatives.

"The name of this position — Speaker of the House — has always seemed to be something of a misnomer. In fact, the Speaker does very little speaking on the House floor, except for those words needed to bring order to the speaking the members do. From my observation, a truly effective Speaker does not need to speak many words.

"Of course, the Speaker is the official spokesperson for the House, the safekeeper of our institution and its traditions, and our ambassador both inside and outside the state. Dan Blue is an eloquent spokesperson, a careful and trustworthy safekeeper, and an outstanding ambassador. He will go to bat for House members in a heartbeat, and is not shy about speaking up for the rights of all the people of North Carolina. Make no mistake, the Speaker is the leader of the House, and a major leader of the state.

"During his first term, our Speaker treated every member fairly during House debate, and extended his personal courtesy as well as the assistance of his competent and friendly staff to each member regardless of party or seniority. He was equally gracious on our behalf in his attention to organizations, lobbyists and the general public.

"Dan organized the House well for the difficult tasks it faced last term, and led it through the perilous journey from shortfall to financial stability. He offered a sure and steady hand through redistricting, workplace safety improvements, and school reform. He encouraged us through his example and counsel to work hard, to think clearly, to act responsibly and sometimes even courageously.

"Speaker Blue's leadership style is one of consensus-building, when possible, and the delegation of responsibility. Each member willing to work hard is encouraged to be creative and to follow through on ideas. He has been generous with his praise of our successes, and has offered encouragement when we experienced personal defeats. He strives constantly to strike that delicate balance between leading people and pushing them, because he does recognize the difference.

"Because he's a modest person, this may embarrass Speaker Blue a little bit, but I cannot resist the temptation to point out some similarities between him and the late great Supreme Court Justice Thurgood Marshall, whose life we celebrate even as we mourn his death. Both of these statesmen have brought to public service keen legal minds and hearts unmistakably dedicated to insuring the human and civil rights of every citizen. But the most striking similarity is exemplified in Justice Marshall's response to a question on the occasion of his retirement from the Supreme Court. When asked how he would like to be remembered, he replied simply, 'As a person who did the most he could with what he had.' Such humility.

"Those of us in the public eye know what a struggle it is to maintain humility. One must blow one's own horn to get elected or appointed. One is constantly bombarded with attention and requests that tend to exaggerate our importance. Everything seems to work against humility. If I had to pick one thing that has contributed most to Dan Blue's success as a legislator and Speaker of the House, it is that he has somehow held on to his humility. While he takes his work quite seriously, he does not take himself too seriously. He's approachable and sensitive to the concerns of others. He has a grand sense of humor that has carried him and us through many a tedious moment.

"Justice Marshall did do the most he could with what he had, so does Speaker Blue. He brings a great deal of talent, experience and skill of his own to this position. But an important part of his strength is his ability to create an environment in which each of us can do the most we can with what we have. I can promise you that he will, and that he will do it with wisdom, grace, and good humor. The rest is up to us.

"Dan Blue has earned the respect of those around him. It is our good fortune that he and his family are willing to make the necessary sacrifices for him to accept the responsibilities of Speaker for a second term. I commend him to you as I nominate Dan Blue for the position of Speaker of the House."

The nomination is seconded by Representative Wainwright.

"Madam Clerk, Members of this distinguished House of Representatives, Members of Representative Daniel T. Blue's family, visiting guests, ladies and gentlemen. It is with a great sense of pride, dignity, humility and honor that I stand before you today to second the nomination of my dear friend and colleague, Representative Daniel T. Blue, Jr., as Speaker of the 1993 Session of the North Carolina House of Representatives.

"I am indeed privileged at this time and place in history to support the nomination of a courageous, intelligent leader who has demonstrated

the worthy characteristics of service, statesmanship and diplomacy to this illustrious body and, more particularly, to our great State of North Carolina in these times of global conflict, national uncertainty and the dwindling of state resources. It is contingent upon us to elect quality, and yes, stable leadership that will direct the gloomy vision and at times stormy paths of budgetary deficits, the dilemma of homelessness, affordable day care, affordable health care, funding for the Basic Education Plan, and an environment that will continue to protect the safety of the million Americans who are constantly at risk within our work force. Yes, my friends and colleagues, we need a leader with vision who can protect the little children in our state who suffer from lack of day care facilities, undernourished bodies, children who have little or no methods of survival other than their parents, but yet suffer daily because of the deprivations of life. We need a leader who will be a voice, constantly crying in the wilderness to improve the plight of our young, to rid itself of drugs, crime, violence and worthlessness. We need a leader who is yet compassionate to the elderly, the handicapped and those who are constantly abused by acts of unfair treatment and racial barriers. And, yes we need a leader who is a consensus builder who will constantly work with the chambers of this illustrious body as it seeks resolutions and legislation that will improve the conditions of our state for the good and betterment of mankind in a unified way. And yes, we need a leader who is firm, but yet humble and who will do according to his fellow man as Micah 6:8 so vividly states that 'He hath showed thee, O man, what is good; and what doth the Lord require of thee, but to do justly, and to love mercy, and to walk humbly with thy God?' And yes, my friends as a divine minister of the gospel, I pray that our nominee will rest on the promises of God, as all prophets of the gospel rested on, and because of the timelessness of God, he will grant in His majestic way to our nominee Representative Daniel T. Blue, Jr., the vision of Isaiah, the strength and courage of Sampson, and the meekness, leadership and wisdom of a Moses as he leads the 1993 North Carolina House of Representatives into session. With this, I'm pleased to second the nomination of Representative Daniel T. Blue, Jr., as Speaker of the House."

The nomination is seconded by Representative George Miller.

"My fellow colleagues:

"Just this past week we witnessed the inauguration of the 42nd President of these United States.

"We have just inaugurated the 32nd Governor of the State of North Carolina.

"And, now, we are embarking upon the 140th Session of the North Carolina General Assembly.

"The authority vested in you as members of this House of Representatives derives from that magnificent instrument, the Constitution of North Carolina. Appropriately, the Constitution first addresses the declaration of rights in Article I expressing the belief of the founders of our State that the true center of power lay in the General Assembly rather than the Executive. Article II provides that

the legislative power of the State shall be vested in the General Assembly which shall consist of a Senate and a House of Representatives.

"Section 12 prescribes that each member before taking a seat shall take an oath of affirmation that he will support the Constitution and laws of the United States and the Constitution of the State of North Carolina and fully discharge his duties as a member of the Senate or House of Representatives.

"And Section 15 prescribes that the House of Representatives shall elect its Speaker and other officers.

"You are now carrying out the function for which you were elected.

"The important and grave issues confronting our State require and demand the very best in leadership.

"Maintaining the fiscal integrity of the State with a balanced budget and a fair and efficient tax structure; addressing the pressing need for a health care delivery system that meets the health needs of our people, is available and affordable; reaching down to pick up our children at an early age to nourish and guide them; protecting the environment and ensuring that future generations have a guarantee of clean air and clean water; that our senior citizens are recognized for their contribution to our State; are but a few of the issues that the people have imposed trust upon each of you to address.

"Leadership to deal with these issues and to meld and guide this legislative body must come from that individual who has a clear focus of direction, understanding, intellect, and keen insight to bring together this body to faithfully discharge its obligation.

"But, coupled with these essential requirements is one other element, good judgment.

"Proven leadership is exemplified in our nominee now being presented.

"He came to this General Assembly in 1981. He came with a commitment of purpose.

"And, in 1991, this body reached out to place him in the position of the highest leadership by electing him Speaker of this House.

"For those who wavered, those who were doubtful, the doubts were quickly dispelled. Not only did he bring this body together as one, he did so with fairness and a firm hand, and with the highest integrity. He clearly understands the political process. He put aside personal advantage.

"North Carolina met the challenge in 1991 and with his leadership was able to address a budget crisis unprecedented in our State, to keep our State on a steady and clear course, to the end that when the 1991–92 Session adjourned sine die, members of this body could return to their homes with assurance of a job well done.

"President Clinton said in his inaugural speech that 'we must do what America does best – offer more opportunity to all and demand more responsibility from all'.

"With Dan Blue as our leader we can expect this body to function efficiently, with a clear and defined purpose, that he will speak firmly, but fairly, that he will extract from each of you all of the potential that you bring to this body. He possesses the ability to work with our counterpart, the Senate, and the Executive, our Governor.

"But, he can only do this with our full commitment of support.

"We can give that commitment of support by our vote on this day to re-elect Daniel T. Blue, Jr. Speaker of the House of Representatives of the 140th Session of this Legislature.

The nomination is seconded by Representative Crawford.

Distinguished Members of the Supreme Court, Members of the Court of Appeals, Members of the Governor's Cabinet, Honored Guests, My Colleagues in the House:

"There is a phrase in the Bible, I believe you will find it in I Corinthians, and it goes something like this:

"'For if the trumpet gives an uncertain sound, who shall prepare us for the battle?' 1993, my friends, will be a year of many battles in this General Assembly; battles for ideas and ideals, battles for education and ecology, battles for construction and conservation, battles for highways and health, battles for principles and priorities – battles which will deeply affect the lives and future of those we are charged and privileged to serve; and there is no one better qualified to prepare us for these battles than that wonderful man from the County of Wake.

"For Dan Blue speaks not with uncertain and cacophonous sounds. He speaks with clarity and precision, with poignancy and persuasiveness, with passion and power. He speaks with that breadth of experience and that depth of perception which has been the foundation and the fruit of his distinguished career spanning a decade and more in this General Assembly.

"For Dan Blue's life is a litany of concern for people and for genuine human needs wherever it exists. Those of us who have been privileged to serve with him in this House can testify that he is a daily and persistent practitioner of the art and science of government.

"For Dan has taught us in his own inimitable way that politics is not a spectator sport; that it is the singularly, serious vocation of action and participation and that the deliberations of this body, and others like it across the land, are the heart and core, the strength and vitality, the purpose and the meaning of the democratic process and indeed the hope and the glory of this state and of this republic.

"It is with a commingling of pleasure and pride that I second the nomination of this man of candor, creativity, and compassion; this man we have come to know, respect, and love...the great Speaker of the North Carolina House – The Honorable Dan Blue."

The Chair recognizes Representative Balmer who makes the following remarks.

"I sincerely appreciate the nomination of Representative Carolyn Russell, but I think it is important that we have a non-partisan beginning to this session.

"Today is the first day of a two-year voyage together.

"We are all going to become friends – our families will become friends – we will share each member's joy and each member's sorrow.

"There will be many times that we disagree philosophically on issues; times that we disagree with the Senate.

"But, no matter what happens this session, we are the one hundred twenty members of the North Carolina House – and we are going to be tackling some very tough problems confronting the people of our state; and

"So, in that spirit and for the good of the people of the state, as the leader of the House Republicans, I want to put aside partisan bickering – and I therefore withdraw my name from nomination for Speaker and move that Representative Daniel T. Blue, Jr. be elected Speaker by acclamation."

As required by the North Carolina Constitution, Article VI, Sec. 5, all elections by the General Assembly shall be 'viva voce'.

There being no further nominations, the Principal Clerk declares the nominations closed and requests that the roll of the House be called.

The following members vote for Representative Blue: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Blue, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Diamont, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright – 120.

Representative Blue, having received a majority vote, is declared Speaker of the 1993 House of Representatives.

The Speaker, escorted to the Chair by Representatives Bowen, DeVane, Hightower, H. Hunter, McAllister, and Stamey, takes and subscribes to the following oath of office administered by Chief Justice James G. Exum, Jr., North Carolina Supreme Court.

"I, DANIEL T. BLUE, JR., do solemnly swear that I will support and maintain the Constitution and laws of the United States; so help me God; and

"I do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution and laws of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and

"I do swear that I will faithfully discharge the duties of the office of Speaker of the 1993 House of Representatives according to the best of my skill and ability, according to law; so help me God."

The Speaker, Mr. Blue, approaches the dais and makes the following remarks:

"Thank you very much. I am proud to accept the honor of serving as your Speaker for the 1993 session of the General Assembly. I welcome all of your family members here today on the floor and above us in the gallery. I know they are proud of you and I know it is special to have them here with you on this extraordinary day.

"We begin this session with our families here and we must dedicate it to families all across North Carolina. Especially two families. Since we met last summer, two respected Representatives and two of our dear friends have passed away. Ray Fletcher and Nick Jeralds both won the right to be here today. The people in their counties and districts voted them that right, but God had other plans for them. Our thoughts today are with their families.

"Thirty years ago this month, the General Assembly met for the first time in this building. The Speaker of that 1963 session was a fellow named Blue. The clothes looked a little different, the haircuts on the pages looked a lot different, but the Members of that House faced problems similar to the ones we face here 30 years later.

"They did so in the shadow of a courageous, young President, who eloquently drew a map for America in many speeches. One you may not have heard a lot may have summed up John F. Kennedy's philosophy best and I think it sums up where we are today more precisely than any paragraph that I could craft.

"Kennedy once said, 'The writers of the Declaration of Independence did not promise us happiness—they promised only the pursuit of happiness—and by this they meant fulfillment as a nation and as human beings. It is the pursuit—this endless questing—which we must now resume. There are new problems, new dangers, new horizons—and we have rested too long. The world is changing—the perils are deepening—the irresistible march of history moves forward. We must now take the leadership in that great march—or be forever left behind.'

"We must keep the words of our former President in our hearts as we use our minds to tackle what's before us as servants of the people of

North Carolina, as we face our new problems and dangers and new horizons. For thirty years later, we too operate in the shadow of a new, young, energetic President who is promising a new day in America. An America filled with economic prosperity and a sense of public service and national renewal.

"Whatever your party or your political persuasion, surely all in this chamber must acknowledge that the United States is an expecting nation and North Carolina is an expecting state. The people expect us in this year of hope and change to set our course for the next century.

"For the last two years, this General Assembly has responded to two major crises in this state—the biggest budget shortfall in our history, and a tragic fire that killed 25 people, taking them prematurely from their families and grimly showing us how much we needed to overhaul the workplace safety laws in this state.

"Because of the courage of many of you sitting here today, our state now remains one of a handful in the nation with a balanced budget, a triple A Bond rating from all of the agencies, and revenues coming in ahead of projections. Our workplace safety laws are the model for all the states in this country.

"Now that we have laid the foundation, it is time to build the house. That's what Maya Angelou told us all last week at the presidential inauguration, in her poem, 'A Rock, A River, A Tree'. Listen to this verse: 'Lift up your hearts, each new house holds new chances for new beginnings. Do not be wedded forever to fear, eternally yoked to brutishness. The horizon leans forward, offering you space to place new steps of change. Here on the pulse of this fine day, you may have the courage to look up and out upon me, the rock, the river, the tree, your country.'

"Maya Angelou and John F. Kennedy are both right and their words speak to us today. We must this year in this place in the horizon take the new steps of change because the irresistible march of history does move forward. **We must not fall behind.**

"It is time we come together as legislators, and I want to thank Representative Balmer for those fine and appropriate comments, as Democrats and Republicans, as men and women, white and black, as North Carolinians. We must come together to develop and fulfill a unified vision for this state. We must use our diversity of culture, of background, of color, of geography, of philosophy to draw a map for all of North Carolina.

"When I think about this year and this session, I am reminded of another time in our nation's history, when the country spoke with one voice against a terrible enemy. It was World War II and the enemy, of course, was Adolph Hitler. The famous American composer, Aaron Copland, wrote a piece of music to capture the essence of what we were about and to keep the morale of a nation high. He called it 'Fanfare for the Common Man' and you will hear it played all across this land on the fourth of July and at presidential inaugurations, and when there's a time to celebrate.

"Well now fifty years later, the nation is coming together again to fight common enemies...the scourge of drugs in our neighborhoods, the

travesty of our sick not getting adequate health care, the frustration of stagnation in our economy, and the heartbreaking reality of children growing up abused, and hungry, and cold and ill-prepared.

"So we must borrow Copland's title this year. **We must make this session the year of 'Fanfare for the Common Man'.** And we must keep the common man and woman always in our hearts and minds as we debate public policy and as we together chart our course to defeat these enemies in our midst.

"We must think of the proud farmer in Robeson County, struggling to make a living off the land like his father did, but faced now with spiraling costs and dwindling markets.

"We must think of the single mother in Guilford County, striving to keep her dream of a college education alive, but facing the all but impossible task of finding safe and affordable day care or decent preschool for her son or daughter.

"And we must think of the fisherman in Pamlico County, harvesting food from the sea, but watching in horror as the rivers and the sounds and the streams fill too often with our waste.

"And we must think of the businessman in Buncombe County, trying desperately to keep his small grocery store alive, but facing skyrocketing insurance costs and customers with no money to spend.

"And we must think of the other 6.8 million common men and women not as our population, or as a block of voters, or even as constituents. **We must think of them as individual human beings, with hopes and dreams for themselves and their families.** We must make this the year of the common man to improve their lives and to give them the opportunity to improve themselves.

"We must do that by focusing on their children. But I want to make it clear in this year of children's issues that we in the House didn't just discover children yesterday. The last General Assembly did more for children even in the midst of our budget crisis than many thought possible, devoting more resources to combating child abuse and reducing infant mortality. But last session we focused on the financial crisis and made sure we helped the children. This year we must focus on the children to avoid another crisis, this time moral, not financial.

"One of the best ways to help the children in this state is to continue our commitment to improving our public schools. We must continue to strive to ensure that every child in North Carolina has access to the same quality of education, regardless of where that child happens to live. It is shameful that some students in this state start their adult life less prepared for the work force or the university or the military than other students simply because of the place where they were born or where they grew up.

"The best way to guarantee a fundamental education is to continue the basic education plan and to devote more resources towards helping poor districts and poor children. The BEP has been a scapegoat for too long. It must get some of the credit for our rising S.A.T. scores and

declining drop-out rates. But so should our education reforms and we must continue them. We must continue to let local schools and local school systems have more power in tailoring their programs to their students and their needs. But we must continue to insist on ways to measure their progress and hold them accountable if that progress is unsatisfactory.

"And we must realize that a student's success in the classroom depends largely on things that happen long before he or she shows up at the school house door. We must stop thinking about education in a vacuum.

"We must realize that for children born in the year 1993 to graduate from high school in 2011, we need to be working toward that goal with them this year, the year they are born, not when they enter kindergarten.

"It is time we ask the question, why are only 25 percent of children eligible for Head Start now in the program? And we must ask the next question as well. If Head Start identifies children at risk and it has a proven record of success, then how can we sit back and wait for the Federal Government to help us? We must help ourselves and we must help our children. We must find the resources to fund Head Start for every child in this state who is eligible for it.

"But Head Start alone is not the answer and you know that. We must begin to take care of our children with adequate prenatal care before they are born. We must take care of them after they are born with medical care and make sure they are not hungry and abused. We must continue to reduce the caseload of protective service workers so they can investigate and identify child abuse before it escalates.

"And the we in this case is not always the government and it's not solely us. It is the churches that we go to and react to, it is the businesses, it is our neighbors, it is ourselves as individuals. We must create incentives for the private sector to work with us to provide facilities for affordable day care, to provide teachers and tutors for our troubled youth. If we are going to make this the year of fanfare for the common man, we must all take care of his children.

"And we also make sure that we do a better job as a state and as a society in taking care of our sick among us. The question is not whether every North Carolinian should have health care. They already do. They call it indigent care and it's costing us ten of thousands of lives and hundreds of millions of dollars.

"It just doesn't make much sense to force the poorest among us to wait until their illness or disease is advanced before a doctor sees them.

"It just doesn't make sense that half a million children in this state have no health care insurance.

"It just doesn't make sense that more than a million of our citizens fear that one serious illness would wipe them out financially, forever.

"It just doesn't make sense that we all pay more for health care because we are not providing preventative and early care for every one in this state.

"It's an economics issue. In the long run, we will save money as a state and as individuals. And it's a moral issue. In the long run, it will save lives.

"FDR said in one of his fireside chats, 'The test of our progress is not whether we add more to the abundance of those who have much; it is whether we provide for those who have too little.'

"We must provide this year for those who have little by using the recommendations of the Access to Health Care Study Commission Report to design a system in this state to reach all of the people. We must keep an eye on Washington, but we cannot wait on Washington. Our budget won't stand it. Our sense of compassion should not allow it.

"We must continue to protect the beauty of our state. We must stop burying our problems in landfills. And we must work to keep our rivers and streams and air clean.

"We must continue to support the greatest university system in this country and a community college system that reaches so many of these common men and women. We must provide the resources for both of these branches of our higher education system. We must provide facilities where facilities are necessary.

"And friends, this session we must protect the common man from the common criminal. Our prisons are packed, our courts are overburdened, and our people are scared. We must increase our prison capacity, but that's not the answer, that's treating the symptom, not the disease. It reminds me of an old story.

"'A man standing on the side of the river sees someone drowning and jumps in to save him. Then another man floats by and he saves him too. Then a family floats by and this fellow and his friend jump in and save them. After a couple of more people come by, the fellow looks at his friend and says one of us has got to go to the head of this river and see why everybody's falling in.' That's what we need to do this session. Go to the head of the prison crisis river and start dealing with the problems that keep causing so many people to fall in.

"And finally we must work hard to guarantee that the common man and woman and their family have a chance to get a job. We must continue our efforts to channel resources into projects that stimulate community development, and empower people in those communities to take control of their own lives and their own neighborhoods.

"We have an opportunity to continue to nurture the positive business climate that we have in North Carolina, a climate that allowed us to lead the nation in new manufacturing facilities in 1991. But businesses want more than just tax breaks and rhetoric. They want quality schools, a well-trained workforce, and a sound state budget policy.

"So do we. And we took giant steps toward those goals last session. And we set up the Performance Audit Committee to report to you this session. The audit is unique in the United States, the only legislative initiated, comprehensive look at state government. The fate of the audit recommendations will determine several things this session, three

of them paramount. It will determine if we have the resources to help the common man and his children. It will determine if we have the political will to look beyond our own district lines and see the whole state's welfare. And it will determine if we have the commitment to restore the faith of the taxpayers of this state by proving we are worthy stewards of their tax dollars.

"Hundreds of other issues will come before us before we adjourn late this spring or early this summer and all will get a fair and open hearing in this deliberative body. But I hope each of us will not be sidetracked this year by issues that don't affect the lives of the common man. When your neighbor or your barber or your children's teacher wakes up in the morning, they don't worry about who has what power, or who can appoint whom to what committee. They worry about paying the bills, about their spouse's health care, and about their child's development and safety at school. That's what we must worry about and spend our time on.

"That's what we must use our intellects to debate, and our hearts to decide. We must not leave this session until we take care of the children in this state. We must not leave this session until we muster the political will and courage to make government more efficient and more accountable to the people. We must not leave this session until we find a way to begin to make sure that we begin to provide every North Carolinian with access to decent health care. We must not leave this session until we do all we can to make sure our economy is bustling and our people are working.

"A lot has been said this year in Washington about people taking back their government. In North Carolina, the people have always had the government, and we will prove it again this year as we dedicate this session and all we do to the fanfare of the common man.

"Thank you very much."

The Speaker assumes the duties of the Chair.

ADOPTION OF TEMPORARY RULES

Representative Jack Hunt is recognized and offers an amendment to the permanent rules of the House of Representatives for 1991 which is adopted by electronic vote (116–0).

On motion of Representative Jack Hunt, the permanent rules of the 1991 House of Representatives, as amended, are adopted, by electronic vote (114–0), as temporary rules for the 1993 House of Representatives. The adopted amendments are as follows:

Rule 27 is rewritten to read:

"RULE 27. **List of Standing Committees and Permanent Subcommittees.**— The standing committees and permanent subcommittees thereof are:

Committee	*Subcommittees*
Agriculture	(None)
Appropriations	–Education –General Government –Human Resources –Justice and Public Safety –Natural and Economic Resources –Transportation
Business and Labor	–Economic Expansion and Growth –Labor Relations and Employment –Science and Technology –Travel and Tourism
Children, Youth and Families	(None)
Constitutional Amendments and Referenda	(None)
Courts and Justice	(None)
Education	–Community Colleges –Pre–School, Elementary and Secondary Education –University Education and Affairs
Environment	(None)
Ethics	(None)
Finance	(None)
Financial Institutions	(None)
Health and Human Services	(None)
Insurance	(None)
Judiciary I	(None)
Judiciary II	(None)
Judiciary III	(None)
Local and Regional Government I	(None)

Local and Regional Government II	(None)
Pensions and Retirement	(None)
Public Employees	(None)
Public Utilities	(None)
Rules, Calendar, and Operations of the House	(None)
State Government	-Boards and Commissions -Military, Veterans and Indian Affairs -State Parks, Facilities and Property
Transportation	-Airports, Railways, and Waterways -Highways -Public Transportation."

Rule 31.1 is rewritten to read:

"Rule 31.1. **Deadlines on Introduction and Receipt of Bills.**—(a) All bills or resolutions recommended by commissions or standing committees authorized or directed by act or resolution of the General Assembly to report to the 1993 Regular Session of the General Assembly, or to report prior to convening of that session, must be introduced not later than the third Wednesday in February (February 17) of the first year of the biennial session; provided that any such measure submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 p.m. on that date and introduced in the House of Representatives before 3:00 p.m. on the next Wednesday (February 24) shall be treated as if it had been introduced pursuant to this subsection.

(a1) All bills prepared to be introduced for departments, agencies, or institutions of the State must be introduced not later than the third Thursday in March (March 18) of the first year of the biennial session; provided that any such measure submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 p.m. on that date and introduced in the House of Representatives before 3:00 p.m. on the next Thursday (March 25) shall be treated as if it had been introduced pursuant to this subsection. Bills introduced under this subsection shall be identified as an Agency Bill after its short title.

(a2) All local bills must be introduced not later than the first Thursday in April (April 1) of the first year of the biennial session; provided that any such measure submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 p.m. on that date and introduced in the House of Representatives before 3:00 p.m. on the next Thursday (April 8) shall be treated as if it had been introduced pursuant to this subsection.

(b) All public bills not containing appropriations or tax law changes must be introduced not later than the second Thursday in April (April 8) of the first year of the biennial session; provided that any such measure submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 p.m. on that date and introduced in the House of Representatives before 3:00 p.m. on the next Thursday (April 15) shall be treated as if it had been introduced pursuant to this subsection.

(c) All public bills containing appropriations or tax law changes must be introduced not later than the first Thursday in May (May 6) of the first year of the biennial session; provided that any such measure submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 p.m. on that date and introduced in the House of Representatives before 3:00 p.m. on the next Thursday (May 13) shall be treated as if it had been introduced pursuant to this subsection.

(c1) All resolutions, except those honoring the memory of deceased persons or adjourning the General Assembly must be introduced not later than the second Thursday in May (May 6) of the first year of the biennial session; provided that any such measure submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 p.m. on that date and introduced in the House of Representatives before 3:00 p.m. on the next Thursday (May 13) shall be treated as if it had been introduced pursuant to this subsection.

(d) In order to be eligible for consideration by the House during the first regular session, all Senate bills other than finance or appropriations bills or adjournment resolutions, must be received and read on the floor of the House as a message from the Senate no later than May 13; provided that a message from the Senate received by the next legislative day stating that a bill has passed its third reading and is being engrossed shall comply with the requirements of this subsection and provided that the Senate has a similar rule.

(e) This rule does not apply to bills establishing districts for Congress or State or local entities."

Rule 45(c) is rewritten to read:

"(c) The House shall elect a Principal Clerk, who shall continue in office until another is elected. The Speaker shall appoint a Reading Clerk and a Sergeant-at-Arms, who shall serve at the Speaker's pleasure. The Principal Clerk, Reading Clerk, and Sergeant-at-Arms shall have and perform duties and responsibilities, not inconsistent with these Rules, as the Speaker may assign."

ELECTION OF OFFICERS CONTINUED

SPEAKER PRO TEMPORE

The Speaker announces that nominations are in order for Speaker Pro Tempore.

The Chair recognizes Representative Gottovi who places the name of Representative Marie Colton as the Democratic nominee for Speaker Pro Tempore.

"Mr. Speaker, ladies and gentlemen of the House, and guests of all ages:

"Today it is my honor to nominate Marie Watters Colton for the office of Speaker Pro Tempore in the 1993–94 House of Representatives. This will be her second term.

"Marie Colton has served 14 years in the North Carolina House of Representatives. She has proven her worth as a Legislator, both to her constituents and to her fellow legislators, and is recognized as a leader by all.

"When I think of Marie Colton, two adjectives come to mind: classy and courageous. Marie looks classy...she is well dressed in the latest styles, but that's just the window dressing. She is classy to the core. She is always careful and considerate of all, in her speech and in her manner. Marie is also eager to make us appreciate the aesthetic implications of architecture and the environment as we deliberate our legislative choices. Marie Colton is related to half the citizens of Wilmington, and the descendant of five great grandfathers who served in past General Assemblies. She comes from a tradition of public service – a tradition she takes seriously. Her style as our Speaker Pro Tem has reflected her attitude toward life: courteous, careful, and always willing to step in where she was needed. Marie performed her duties well, and deserves a second term.

"'Courageous' applies to Marie because of her willingness to take on difficult causes. Indeed, she has been a decade ahead of many of us as she championed the needs of at–risk children and their families. Now, it is fashionable.

"As Chairman of the Ethics Committee, Marie led it to endorse far reaching legislation to ensure that government in this state is performed in an above–board manner. Marie also has been a courageous defender of environmental protection.

"She has sponsored many enlightened bills and for this has been honored by conservation groups across the state. These stands have earned her formidable opponents, but she has held her ground and continues her fight to preserve our children's heritage.

"I have gotten to know Marie because she took me on as one of her Freshmen to mentor last session. We have ridden to Wilmington and back together. We agree, disagree, laugh and commiserate. I admire her tremendously.

"There is a quote on my refrigerator at home from Eleanor Roosevelt which states 'You are a great person as long as you are the factor that keeps the community doing the right thing.' Marie Colton is a great person.

"Please join me in re–electing Marie Colton as our Speaker Pro Tem.

"Thank you!"

Representative Redwine seconds the nomination.

"Mr. Speaker, Ladies and Gentlemen of the House, Distinguished Guests:

"It is with great honor and pride that I second the nomination of Marie Watters Colton for the position of Speaker Pro Tempore of the North Carolina House of Representatives.

"Marie Colton has served with distinction in the North Carolina House of Representatives since 1979. During that time she has been a leader in many issues. She has championed children's issues, environmental issues and most of all has promoted high ethical standards for Members of this General Assembly.

"Those of us who have been around for awhile, 'the wily veterans', know that she is an energetic and hard working legislator. Marie is dedicated to enriching the quality of life for the people in her district and in her state. She has been a leader in women's issues and an example for the women of this state and nation. As many of you know, she served with distinction last session as the first woman to be elected as Speaker Pro Tempore in the North Carolina House. With Speaker Dan Blue, Speaker Pro Tem Colton has formed a progressive leadership team that has proven her ability to lead this House through difficult times.

"Those of you who join this body for the first time will recognize Marie by her pleasant smile and willingness to help. As somebody once said: 'A smile costs nothing, but it creates a whole lot. It enriches those who receive it, without taking away from those who give it. It happens in a flash, but the memory of it sometimes lasts forever. It promotes good will in business and elsewhere, yet it cannot be bought, begged, borrowed or stolen, because it is something that is no earthly good to anybody until it is given away.'

"I am confident this leadership team will continue to lead this House and our great state to even greater accomplishments.

"It is with a great sense of satisfaction that I second the nomination of Marie Watters Colton for Speaker Pro Tempore of the North Carolina House of Representatives."

Representative Kennedy seconds the nomination.

Speaker Blue, and Members of the House:

"I am pleased to second the nomination of Marie Watters Colton for Speaker Pro Tempore. It has been said, that if you do not stand for something you will fall for anything. Marie Colton, is not afraid to let all know what she stands for and will defend her position. She defends the rights of children to be treated fairly and that they not be abused or corporally punished in school. She stands for the proposition that all persons should have equality of opportunity and the women should have equal pay for equal work. She is a defender of the protection of our environment and has worked to keep it safe and clean. She is a gracious lady, a hard worker and a person of integrity. I solicit your vote and support for Marie Watters Colton as Speaker Pro Tempore of the N.C. House.

"Thank you."

There being no further nominations, the Speaker declares the nominations closed and requests that the roll of the House be called.

The following members vote for Representative Colton:

Speaker Blue; Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Daughtry, DeVane, Diamont, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, R. Thompson, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 112.

Representative Colton, having received a majority vote, is declared Speaker Pro Tempore.

The Speaker Pro Tempore, escorted to the dais by Representatives Nesbitt, Easterling, Diamont, and Crawford, takes and subscribes to the following oath of office administered by Associate Justice Sarah Parker, North Carolina Supreme Court.

"I, MARIE W. COLTON, do solemnly swear that I will support and maintain the Constitution and laws of the United States; so help me God; and

"I do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution and laws of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and

"I do swear that I will faithfully discharge the duties of the office of Speaker Pro Tempore of the 1993 House of Representatives according to the best of my skill and ability, according to law; so help me God."

The Speaker Pro Tempore, Representative Colton, makes the following remarks:

"I want to thank everybody!

"Particularly, the people, including my friend Judge Parker who administered my oath of office, my escorts and those who nominated me and seconded my nomination, and all my friends in the House who voted for me. It gives me a warm feeling to have served for two years as

the Speaker Pro Tempore and to have the confidence of the body to re-elect me to another two-year term.

"I especially cherish today the presence of members of my family: my brother, Jack Watters; my nephew, Jay Watters; my daughter-in-law, Mary Colton; and my grandsons, Henry and Stokes Colton. The rest of my family send their regrets and wish us well.

"To recapitulate the last session of the General Assembly, I remind you that we came through a very difficult time. We worked diligently to deal with our budget crisis. As you know, we remain one of the few states that does not have a budget deficit. However, we must not be complacent; because we are facing dwindling resources and increasing needs.

"There are the problems of what to do about our educational systems, our infrastructure, the desperate human and social needs; the need to provide access to adequate health care. What is appropriate for our disadvantaged and handicapped citizens?

"We face daunting challenges; all of us have come — have been elected, with the trust and confidence of our constituents. We will disagree where we may but reach consensus as we can. The citizens of North Carolina expect no less of us.

"I take this time to say that everyone of you in the House has my friendship. My door is open to you. I will be available for assistance if you ask. I will continue being the strong right arm of the Speaker. I will work with all of you so that we can meet our challenges with creativity as we fulfill the expectations of the people who elected us.

"It is a pleasure to see so many friends and family members of the House of Representatives here with us today. You are very welcome.

"Today, let us **celebrate**! Tomorrow we will roll up our sleeves and get about the business that the people of North Carolina want us to be about.

"Thank you very much."

ELECTION OF OFFICERS CONTINUED

PRINCIPAL CLERK

The Speaker announces that nominations are in order for Principal Clerk of the House of Representatives.

Representative Hensley places the name of Denise G. Weeks of Wake County in nomination for Principal Clerk.

Representative Holt moves that the nominations be closed and Ms. Weeks be elected by acclamation.

Ms. Weeks is elected by the following vote: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole,

Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Diamont, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 116.

The Speaker of the House, Daniel Blue, (authorized under G.S. 120-5) administers the following oath of office to the Principal Clerk:

"I, DENISE G. WEEKS, do solemnly swear that I will support and maintain the Constitution and laws of the United States; so help me God; and

"I do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution and laws of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and

"I do swear that I will faithfully discharge the duties of the office of Principal Clerk of the 1993 House of Representatives according to the best of my skill and ability, according to law; so help me God."

The Speaker declares that the House of Representatives of 1993 is organized and orders that a Special Message be sent to the Senate so advising that Honorable Body that the House is now ready to proceed with public business.

COURTESIES

On motion of Representative Fitch, the courtesies of the floor are extended to the following members of Speaker Blue's family:

Mrs. Edna Earle Blue, wife

Miss Kanika Blue, daughter

Mr. Daniel T. Blue, III, son

Mr. Dhamian Blue, son

Mr. and Mrs. Daniel T. Blue, Sr., parents

Mr. John Blue, brother

Mr. and Mrs. Hubert Blue, brother and sister-in-law.

The Speaker also extends courtesies of the floor to Representative Colton's family: Jack Watters, brother; Jay Watters, nephew; Mary Colton, daughter-in-law; Henry and Stokes Colton, grandsons.

MAJORITY AND MINORITY CAUCUS LEADERS ANNOUNCED

Representative Fitch is recognized and reports that the Democratic Caucus has been held and that Representative Black has been elected the House Majority Whip and Representative Fitch has been elected the House Majority Leader.

Representative Balmer is recognized and reports that the Republican Caucus has been held and that Representative Grady has been elected the House Minority Whip and Representative Balmer has been elected the House Minority Leader.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
January 27, 1993

Mr. Speaker:

It is ordered that a message be sent the House of Representatives informing that Honorable Body that the Senate is organized and is now ready to proceed with the public business; and for your further information advises that the following officers have been elected:

Senator Marc Basnight	President Pro Tempore
Senator R. C. Soles, Jr.	Deputy President Pro Tempore
Sylvia M. Fink	Principal Clerk
LeRoy Clark, Jr.	Reading Clerk
Cecil Goins	Sergeant-at-Arms.

Further be advised that the Senate has been notified of the election of the following party officers:

Senator J. Richard Conder	Majority Leader
Senator Ralph A. Hunt	Majority Whip
Senator Robert G. "Bob" Shaw	Minority Leader
Senator Betsy L. Cochrane	Minority Whip
Senator Paul S. Smith	Joint Minority Caucus Leader

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

On motion of Representative Jack Hunt, seconded by Representative Dickson, the House adjourns at 2:10 p.m. to reconvene January 28 at 1:00 p.m.

SECOND DAY

HOUSE OF REPRESENTATIVES
Thursday, January 28, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Mr. Parks Helms, former Representative from Mecklenburg County.

Representative Jack Hunt reports the Journal of January 27 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives G. Miller and Wood for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Barnes, Bowman, Dickson, Flaherty, Gottovi, and Oldham:

H.B. 1, A BILL TO BE ENTITLED AN ACT TO PROPOSE AMENDMENTS TO THE CONSTITUTION TO MAKE THE SUPERINTENDENT OF PUBLIC INSTRUCTION AN APPOINTIVE POSITION AND TO SELECT THE STATE BOARD OF EDUCATION IN A PROCESS TO BE DETERMINED BY STATUTE AND TO DEFINE THE POWERS AND DUTIES OF THE STATE BOARD BY STATUTE, is referred to the Committee on Education.

By Representatives Jack Hunt, Black, and Hightower:

H.J.R. 2, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR JAMES B. HUNT, JR., THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Bowman, Berry, Black, Decker, Dickson, Dockham, Ellis, Esposito, Gardner, Gray, Howard, Joye, Oldham, Russell, G. Thompson, and P. Wilson:

H.B. 3, A BILL TO BE ENTITLED AN ACT TO REDUCE THE LEGAL LIMIT OF BLOOD ALCOHOL FROM 0.10 TO 0.08, is referred to the Committee on Judiciary I.

By Representatives Gamble, Cummings, Gottovi, Green, Joye, Luebke, Oldham, and Wright:

H.B. 4, A BILL TO BE ENTITLED AN ACT TO ENACT THE HEALTH CARE ACCESS AND COST CONTROL ACT, is referred to the Committee on Health and Human Services.

By Representatives Gamble, Black, Bowman, Dockham, Esposito, Flaherty, Gottovi, Gray, Green, Hightower, Joye, Justus, Luebke, Oldham, Wilkins, and Wright:

H.B. 5, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEVELOPMENT AND USE OF A STANDARD CLAIMS FORM FOR HEALTH INSURANCE REIMBURSEMENT CLAIMS, is referred to the Committee on Health and Human Services.

By Representatives Gamble, Green, Hightower, and Joye:

H.B. 6, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO OBSTRUCT THE LEGISLATIVE INQUIRY PROCESS, TO INTERFERE WITH CONTRACTS OF THE LEGISLATIVE BRANCH, AND TO EXCLUDE VIOLATORS FROM GOVERNMENT PROCUREMENT PROGRAMS, is referred to the Committee on Judiciary II.

By Representatives Warner, Berry, Black, Culp, Cummings, Daughtry, Dickson, Esposito, Gardner, Gray, Hightower, Oldham, Russell, and Wright:

H.B. 7, A BILL TO BE ENTITLED AN ACT TO IMPROVE EDUCATIONAL OPPORTUNITIES FOR NORTH CAROLINIANS, is referred to the Committee on Education.

INTRODUCTION OF PAGES

Pages for the week of January 27–29 are introduced to the membership. They are: Brooks Boylston, William Coleman, Ahmed Hunter, Mary Allen King, Carlton McClam, Dionne Montague, Phionne Montague, Adrienn Perry, Amanda Scoggins, Kari Stearns, Arcadia Watts, and Christy Wisuthseriwong, all of Wake County.

GUESTS

Representative Easterling requests and is granted permission to approach the Well of the House. The Mecklenburg delegation escorts "HUGO", the mascot of the Charlotte Hornets, to the Well of the House and an invitation is extended to the membership to attend events in Charlotte in February.

On motion of Representative Jack Hunt, seconded by Representative Russell, the House adjourns at 1:40 p.m. to reconvene Monday, February 1, 1993, at 7:00 p.m.

THIRD DAY

HOUSE OF REPRESENTATIVES
Monday, February 1, 1993

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis.

Representative Jack Hunt reports the Journal of January 28 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barbee, Brubaker, Crawford, Decker, Howard, R. Hunter, and Lee for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Griffin:

H.B. 8, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF MONROE TO PAY A REWARD, is referred to the Committee on Local and Regional Government I.

By Representatives Ramsey, Arnold, Beall, Bowman, Hightower, H. Hunter, Jeffus, Jenkins, McLawhorn, G. Miller, Nesbitt, Nye, Russell, and Warner:

H.B. 9, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE FOR A STATEWIDE INDEPENDENT LIVING REHABILITATION PROGRAM, is referred to the Committee on Appropriations.

By Representatives Fussell, Bowman, Dickson, Gardner, Gottovi, Hensley, H. Hunter, Jeffus, McLawhorn, Michaux, Oldham, Redwine, Rogers, Stamey, and Warner:

H.B. 10, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A GRANT PROGRAM TO STRENGTHEN FAMILY RESOURCES AND APPROPRIATE FUNDS FOR ITS IMPLEMENTATION, is referred to the Committee on Appropriations.

By Representatives Fussell, Bowie, Dickson, Gardner, Hensley, H. Hunter, Jeffus, Michaux, Oldham, Redwine, Rogers, Stamey, and Warner:

H.J.R. 11, A JOINT RESOLUTION TO ESTABLISH THE COMMISSION TO IMPROVE EDUCATION SUPPORT SERVICES TO CHILDREN AND FAMILIES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Bowman, Jeffus, Smith, and Warner:

H.B. 12, A BILL TO BE ENTITLED AN ACT REGARDING ANNUAL VACATION LEAVE FOR TEACHERS, is referred to the Committee on Public Employees.

By Representative Brawley:

H.B. 13, A BILL TO BE ENTITLED AN ACT TO RAISE THE FORCE ACCOUNT LIMIT FOR THE CITY OF MOORESVILLE, is referred to the Committee on Local and Regional Government II.

By Representative Gamble:

H.B. 14, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DEPARTMENT OF TRANSPORTATION MAY CONTRIBUTE TO IMPROVEMENTS TO PRIVATE PROPERTY REQUIRED BY ROAD CONSTRUCTION PROJECTS, is referred to the Committee on Judiciary I.

By Representative Gamble:

H.B. 15, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WHEN NO CONDEMNATION COMMISSIONERS ARE APPOINTED, THE PARTIES SHALL REVEAL THE NUMBER AND AMOUNTS OF THE APPRAISALS THEY HAVE OBTAINED, is referred to the Committee on Judiciary I.

By Representative Gamble:

H.B. 16, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PAYMENT OF INTEREST IN CONDEMNATION ACTIONS, is referred to the Committee on Judiciary I.

By Representatives Gamble and Luebke:

H.B. 17, A BILL TO BE ENTITLED AN ACT TO ELIMINATE CORPORATE INCOME TAX DEDUCTIONS FOR BANKS' EXPENSES RELATED TO PRODUCING TAX-EXEMPT INCOME AND TO CLARIFY THE LAW PROVIDING THAT HOLDING COMPANIES AND OTHER CORPORATIONS MAY DEDUCT EXPENSES RELATED TO PRODUCING DEDUCTIBLE DIVIDEND INCOME, is referred to the Committee on Financial Institutions.

By Representatives McAllister, Bowman, DeVane, Dickson, Flaherty, Gottovi, Hensley, Hightower, H. Hunter, Jeffus, Kinney, Luebke, G. Miller, Nye, Richardson, Spears, Stamey, Wainwright, and Warner:

H.J.R. 18, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF LUTHER REGINALD JERALDS, DISTINGUISHED STATE REPRESENTATIVE AND CITIZEN OF NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Nye, Dickson, H. Hunter, Russell, Smith, Wainwright, and Warner:

H.B. 19, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW WITH REGARD TO THE REJECTION OF COMPETITIVE BIDS FOR GOODS AND SERVICES, is referred to the Committee on State Government.

By Representatives Nye, Bowman, DeVane, Dickson, H. Hunter, Russell, Smith, Stamey, Wainwright, and Warner:

H.B. 20, A BILL TO BE ENTITLED AN ACT TO MAKE EMPLOYEES PERSONALLY LIABLE FOR COSTS ASSOCIATED WITH STATE CONTRACTS ENTERED INTO IN VIOLATION OF PURCHASE AND CONTRACT LAWS AND RULES, is referred to the Committee on Judiciary II.

By Representatives Nye, DeVane, Dickson, H. Hunter, Mitchell, Russell, Smith, Stamey, Wainwright, and Warner:

H.B. 21, A BILL TO BE ENTITLED AN ACT TO PROHIBIT PURCHASING AGENTS IN ALL STATE AGENCIES FROM ACCEPTING GIFTS AND FAVORS FROM VENDORS, is referred to the Committee on Ethics.

By Representatives Nye, Bowman, Dickson, H. Hunter, Russell, Smith, Wainwright, and Warner:

H.B. 22, A BILL TO BE ENTITLED AN ACT DIRECTING THE DIVISION OF PURCHASE AND CONTRACT TO MONITOR PURCHASING ACTIVITY MORE CLOSELY, is referred to the Committee on State Government.

By Representatives Nye, Dickson, H. Hunter, Russell, Smith, Wainwright, and Warner:

H.B. 23, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE SECRETARY OF ADMINISTRATION TO ADOPT RULES DISTINGUISHING CONTRACTUAL SERVICES AND PERSONAL SERVICES, is referred to the Committee on State Government.

By Representatives C. Wilson, Arnold, Balmer, Berry, Brawley, J. Brown, Brubaker, Culp, Daughtry, Dickson, Dockham, Edwards, Ellis, Howard, Ives, Nichols, J. Preston, Russell, G. Thompson, Weatherly, P. Wilson, and Wood:

H.B. 24, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO AMEND THE CONSTITUTION TO CHANGE THE STATE BOARD OF EDUCATION APPOINTMENT PROCESS AND TO AUTHORIZE THE STATE BOARD OF EDUCATION TO APPOINT THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION, is referred to the Committee on Education.

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate:

S.J.R. 1, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR JAMES B. HUNT, JR., THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

S.B. 23, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF MONROE TO PAY A REWARD, is read the first time and referred to the Committee on Local and Regional Government I.

INTRODUCTION OF PAGES

Pages for the week of February 1–5 are introduced to the membership. They are: Aren Best of Brunswick, Christopher Cline of Craven, Zandra Dockery of Wilson, Ernita Edwards of Wilson, Richard Field, III of Wake, Tiffany Franks of Brunswick, Amy Harris of Wake, Amy Meredith of Davidson, Lucas Merrell of Rowan, Michael Cartal of Guilford, John Nichols of Craven, Jeremy Palenchar of New Hanover, Catherine Price of Wake, Stephanie Reed of Henderson, Rainah Simmons of Wayne, Amy Strong of Perquimans, Tiffany Watson of Wake, and Carrie West of Moore.

On motion of Representative Jack Hunt, seconded by Representative Kuczmarski, the House adjourns at 7:22 p.m. to reconvene February 2 at 1:00 p.m.

FOURTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, February 2, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis.

Representative Jack Hunt reports the Journal of February 1 has been examined and found correct. Upon his motion, the Journal is approved as written.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Warner, Berry, Bowman, Culp, Cummings, Flaherty, Hensley, Hightower, Jeffus, Kuczmarski, Luebke, G. Thompson, and Wood:

H.B. 25, A BILL TO BE ENTITLED AN ACT TO PERMIT A MEMBER OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM TO RETIRE WITH UNREDUCED BENEFITS AFTER COMPLETING TWENTY-EIGHT YEARS WITH THE SYSTEM, is referred to the Committee on Pensions and Retirement.

By Representatives Rogers and Bowman:

H.B. 26, A BILL TO BE ENTITLED AN ACT TO EXEMPT CAMPGROUNDS FOR TRANSIENTS AND MARINAS WHICH RESELL ELECTRICITY FROM THE DEFINITION OF A PUBLIC UTILITY, is referred to the Committee on Public Utilities.

By Representatives Dickson, Berry, Bowman, James, Luebke, Moore, Russell, G. Thompson, and Wood:

H.B. 27, A BILL TO BE ENTITLED AN ACT TO RESTRICT THE TRANSPORTATION OF CHILDREN UNDER THE AGE OF TWELVE IN THE BED OR CARGO AREA OF PICKUP TRUCKS, is referred to the Committee on Judiciary II.

By Representatives DeVane, Bowman, Culp, Cummings, Decker, Gardner, Hightower, McCombs, McLawhorn, Miner, Mitchell, Moore, Morgan, Nichols, J. Preston, Russell, Smith, Spears, Stamey, Warner, and Wood:

H.B. 28, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON CONVICTED OF POSSESSING OR CARRYING A WEAPON ON SCHOOL GROUNDS OR A JUVENILE ADJUDICATED DELINQUENT FOR THE SAME OFFENSE SHALL HAVE HIS DRIVERS LICENSE REVOKED AND SUSPENDED FOR A PERIOD OF FIVE YEARS OR UNTIL THE PERSON IS TWENTY-ONE YEARS OF AGE, WHICHEVER IS LONGER, is referred to the Committee on Judiciary III.

By Representatives Jack Hunt and Culp:

H.R. 29, A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE REGULAR SESSIONS OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES OF THE 1993 GENERAL ASSEMBLY, is referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative Jack Hunt, seconded by Representative Howard, the House adjourns, by electronic vote (104–2), at 1:18 p.m. to reconvene February 3 at 1:00 p.m.

FIFTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, February 3, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis.

Representative Jack Hunt reports the Journal of February 2 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Green and McLaughlin for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Redwine, Edwards, Grady, James, Nichols, J. Preston, Smith, R. Thompson, and Wright:

H.B. 30, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONTINUE THE SHELLFISH ENHANCEMENT PROGRAM, is referred to the Committee on Appropriations.

By Representatives Redwine, Edwards, Grady, James, Nichols, J. Preston, Smith, and R. Thompson:

H. B. 31, A BILL TO BE ENTITLED AN ACT TO MODIFY THE WATER COLUMN LEASES IN ARTICLE 16 OF CHAPTER 113 OF THE GENERAL STATUTES, is referred to the Committee on Environment.

By Representatives Redwine, Edwards, Grady, James, Nichols, J. Preston, Smith, and R. Thompson:

H.B. 32, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES TO AUTHORIZE THE GOVERNOR TO APPOINT A SPOUSE OF A COMMERCIAL FISHERMAN TO SERVE ON THE MARINE FISHERIES COMMISSION IN THE PLACE OF THE COMMERCIAL FISHERMAN, is referred to the Committee on State Government.

By Representatives James, J. Brown, Lutz, R. Thompson, and Weatherly:

H.B. 33, A BILL TO BE ENTITLED AN ACT TO ALLOW THE LIMITED DISCLOSURE OF VETERINARY MEDICAL RECORDS IN THE DEPARTMENT OF AGRICULTURE, is referred to the Committee on Agriculture.

By Representatives James, J. Brown, Lutz, McLawhorn, R. Thompson, Weatherly, and Wright:

H.B. 34, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO MEET THE CAPITAL AND OPERATIONAL COSTS OF TRANSFERRING THE DEPARTMENT OF AGRICULTURE EDUCATION FROM THE COLLEGE OF EDUCATION AND PSYCHOLOGY TO THE COLLEGE OF AGRICULTURE AND LIFE SCIENCES AT NORTH CAROLINA STATE UNIVERSITY, is referred to the Committee on Appropriations.

By Representatives James, J. Brown, Lutz, R. Thompson, and Weatherly:

H.B. 35, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MEMBERSHIP OF THE COMMISSION ON AGRICULTURE AND SEAFOOD AWARENESS, is referred to the Committee on Agriculture.

By Representatives James, J. Brown, Culp, Hayes, Lutz, McLawhorn, Mitchell, Moore, Russell, R. Thompson, Weatherly, P. Wilson, and Wright:

H.B. 36, A BILL TO BE ENTITLED AN ACT TO LIMIT THE LIABILITY OF LANDOWNERS TO MEMBERS OF THE PUBLIC

ENTERING THE LAND FOR EDUCATIONAL AND RECREATIONAL PURPOSES, is referred to the Committee on Judiciary I.

By Representatives James, J. Brown, Lutz, McLawhorn, Mitchell, R. Thompson, and Weatherly:

H.B. 37, A BILL TO BE ENTITLED AN ACT TO EXEMPT AGRICULTURAL TRAILERS FROM MOTOR VEHICLE LIGHTING REQUIREMENTS DURING DAYLIGHT HOURS, is referred to the Committee on Judiciary II.

By Representatives Redwine, H. Hunter, McAllister, McLawhorn, Nichols, Richardson, Spears, Warner, and Wright:

H.B. 38, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A BINDING REFERENDUM ON THE ESTABLISHMENT OF A NORTH CAROLINA STATE LOTTERY COMMISSION, is referred to the Committee on Finance.

By Representatives Brubaker, Arnold, J. Brown, Culp, Decker, Esposito, Flaherty, Hayes, Ives, Nichols, J. Preston, Russell, P. Wilson, and Wood:

H.B. 39, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE TO THE PEOPLE THE POWER OF INITIATIVE AND REFERENDUM, AND TO PROVIDE FOR A GUBERNATORIAL VETO, is referred to the Committee on Constitutional Amendments and Referenda.

By Representatives Barnhill, Bowman, Luebke, McAllister, Warner, P. Wilson, and Wright:

H.B. 40, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF PUBLIC INSTRUCTION TO STUDY VARIOUS ISSUES AFFECTING THE EDUCATION OF AND DELIVERY OF SERVICES TO EXCEPTIONAL CHILDREN, is referred to the Committee on Education.

By Representatives Barnhill, Bowman, Cummings, Luebke, McAllister, Warner, and Wright:

H.B. 41, A BILL TO BE ENTITLED AN ACT TO DIRECT THE TEACHER TRAINING TASK FORCE TO REPORT TO THE COMMISSION ON CHILDREN WITH SPECIAL NEEDS, is referred to the Committee on Education.

On motion of the Chair, the House recesses at 1:25 p.m.

RECESS

The House meets at 3:42 p.m. pursuant to recess and is called to order by the Speaker.

SUSPENSION OF RULES

On motion of Representative Jack Hunt, Rule 58 is temporarily suspended in order that the temporary rules may be amended.

AMENDMENT TO TEMPORARY RULES

Representative Jack Hunt is recognized and offers an amendment to temporary Rule No. 27 which is adopted. The adopted amendment is as follows:

(1) The Science and Technology Subcommittee of the Business and Labor Committee is deleted;

(2) The following subcommittees are deleted from the Education Committee:

a. Community Colleges; and

b. University Education and Affairs;

(3) The Community Colleges and Universities Subcommittee is added to the Education Committee; and

(4) The following subcommittees are added to the Health and Human Services Committee:

a. Health Care and Access;

b. Human Services; and

c. Aging.

COMMITTEE ASSIGNMENTS

The following standing committee assignments are made by the Speaker:

AGRICULTURE: Representative James, Chair; Representatives Bowen, Howard, McLawhorn, Vice-Chairs; Representatives Alphin, Braswell, J. Brown, Brubaker, Creech, Culp, Cummings, Daughtry, Fussell, Hayes, Hightower, Hill, H. Hunter, Lutz, Mavretic, Mercer, Mitchell, Nichols, Rogers, Russell, Smith, Spears, Stewart, R. Thompson, Wainwright, and Weatherly.

APPROPRIATIONS: Representatives Diamont and Nesbitt - Co-Chairs;

Subcommittee on Education: Representatives Black and Rogers, Co-Chairs; Representatives Arnold, Barnes, Cummings, Edwards, Fussell, Grady, Kuczmarski, Michaux, Oldham, Russell, Smith, Warner, and P. Wilson.

Subcommittee on General Government: Representatives Crawford and Wainwright, Co-Chairs; Representatives Ellis, Gray, Hensley, Jeffus, Kennedy, Mercer, Nichols, and Wilkins.

Subcommittee on Human Resources: Representatives Easterling and Nye, Co-Chairs; Representatives Alexander, Baddour, Barnhill, Dickson, Esposito, Gardner, Green, Ives, and Lutz.

Subcommittee on Justice and Public Safety: Representatives Gist and Holt, Co-Chairs; Representatives Brubaker, Flaherty, Justus, Kinney, McCrary, J. Preston, Redwine, and Richardson.

Subcommittee on Natural and Economic Resources: Representatives Bowman and DeVane, Co-Chairs; Representatives Culp, Dockham, Gottovi, H. Hunter, James, Jenkins, and G. Thompson.

Subcommittee on Transportation: Representatives McAllister and McLaughlin, Co-Chairs; Representatives Alphin, Barbee, Bowie, Burton, Creech, Hall, Holmes, Lemmond, McLawhorn, and Sutton.

CHILDREN, YOUTH AND FAMILIES: Representative H. Hunter, Chair; Representatives Easterling, Esposito, and Jarrell, Vice-Chairs; Representatives Baddour, Barnhill, Berry, Bowie, D. Brown, Colton, Diamont, Ellis, Gamble, Gardner, Griffin, Hayes, Hensley, Ives, Jeffus, Kuczmarski, McAllister, McLawhorn, Moore, Rogers, C. Wilson, P. Wilson, and Wright.

ENVIRONMENT: Representative Gottovi, Chair; Representatives Culp, DeVane, and Hackney, Vice-Chairs; Representatives Alexander, J. Brown, Colton, Creech, Fussell, Gray, Green, Griffin, Hayes, Hightower, Holt, Jenkins, Kinney, Luebke, B. Miller, Miner, Richardson, R. Thompson, Warner, and Weatherly.

FINANCE: Representatives Hackney and G. Miller, Co-Chairs; Representatives Gamble, Cunningham, Lee, Morgan, Stamey, and Brawley, Vice-Chairs; Representatives Balmer, Beall, Berry, Bowen, Braswell, D. Brown, J. Brown, Church, Cole, Colton, Daughtry, Decker, Fitch, Griffin, Hayes, Hightower, Hill, Howard, Jack Hunt, Judy Hunt, R. Hunter, Jarrell, Joye, Luebke, Mavretic, McCombs, B. Miller, Miner, Mitchell, Moore, C. Preston, Ramsey, Robinson, Spears, Stewart, Tallent, Weatherly, Wilmoth, C. Wilson, Wood, and Wright.

FINANCIAL INSTITUTIONS: Representative Ramsey, Chair; Representatives Holmes, McAllister, and Smith, Vice-Chairs; Representatives Braswell, Brubaker, Church, Cole, Cunningham, Dockham, Gamble, Gist, Hensley, Howard, R. Hunter, Joye, Justus, McCombs, Mercer, Nichols, Spears, and Tallent.

HEALTH AND HUMAN SERVICES: Representative Mavretic, Chair; Representatives Gamble, Green, Jeffus, and Dickson, Vice-Chairs;

Subcommittee on Health Care and Access: Representative Gamble, Chair; Representatives Barnhill, D. Brown, Crawford, Culp, Dickson, Easterling, Gottovi, Judy Hunt, Jenkins, Kuczmarski, Luebke, Moore, and J. Preston.

Subcommittee on Human Services: Representative Green, Chair; Representatives Alexander, Brubaker, Church, Cummings, Esposito, Jack Hunt, H. Hunter, B. Miller, Richardson, and Wright.

Subcommittee on Aging: Representative Jeffus, Chair; Representatives Arnold, Cunningham, Gardner, Hayes, Ives, Lutz, and Edwards.

On motion of Representative Jack Hunt, seconded by Representative Lee, the House adjourns, by electronic vote (95–2), at 4:08 p.m. to reconvene February 4 at 1:00 p.m.

SIXTH DAY

HOUSE OF REPRESENTATIVES
Thursday, February 4, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis.

Representative Jack Hunt reports the Journal of February 3 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Brubaker for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives James and McLawhorn:

H.B. 42, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATION OF THE HORSE RACING IN NORTH CAROLINA LEGISLATIVE RESEARCH COMMISSION STUDY COMMITTEE TO ESTABLISH THE NORTH CAROLINA RACING COMMISSION, AFTER A BINDING REFERENDUM, TO DEVELOP A PROGRAM OF HORSE RACING FOR NORTH CAROLINA, AND TO PROVIDE FUNDS FOR DEVELOPMENT OF THE EQUINE INDUSTRY IN NORTH CAROLINA, is referred to the Committee on Agriculture.

By Representatives Hill, Redwine, and Wright:

H.B. 43, A BILL TO BE ENTITLED AN ACT TO APPOINT MEMBERS OF THE WHITEVILLE CITY BOARD OF EDUCATION, is referred to the Committee on Local and Regional Government I.

By Representative Gamble:

H.B. 44, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE AWARDING OF COSTS WHEN THE JUDGMENT IN A CONDEMNATION ACTION IS LARGER THAN THE DEPOSIT BY THE DEPARTMENT OF TRANSPORTATION, is referred to the Committee on Judiciary I.

By Representatives Balmer, Arnold, Barbee, Berry, Bowie, J. Brown, Daughtry, Decker, Dickson, Dockham, Edwards, Ellis, Esposito, Flaherty, Gardner, Grady, Gray, Hayes, Holmes, Howard, Ives, Justus,

McCombs, Miner, Mitchell, Morgan, Nichols, C. Preston, J. Preston, Russell, Tallent, G. Thompson, Warner, Weatherly, and C. Wilson:

H.B. 45, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO SECURE TO THE GOVERNOR THE POWER OF LINE-ITEM VETO, is referred to the Committee on Constitutional Amendments and Referenda.

By Representatives Gray, Decker, Esposito, and P. Wilson:

H.B. 46, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR POSTPONEMENT OF CERTAIN ASSESSMENTS IN WINSTON-SALEM AND FORSYTH COUNTY, is referred to the Committee on Local and Regional Government II.

By Representatives Barnes, Black, Bowman, Fussell, Gray, Jeffus, McAllister, Rogers, Stamey, Warner, and Wright:

H.B. 47, A BILL TO BE ENTITLED AN ACT TO AMEND THE TEACHER TRAINING TASK FORCE TO ADD TEACHER MEMBERS AND MAKE OTHER CLARIFYING CHANGES, is referred to the Committee on Education.

By Representatives Barnes, Black, Fussell, Gottovi, Gray, Jeffus, McAllister, Rogers, Russell, Stamey, Warner, and Wright:

H.B. 48, A BILL TO BE ENTITLED AN ACT TO ALLOW LOCAL SCHOOL BOARDS TO REQUEST WAIVERS FOR CENTRAL OFFICE STAFF AS PROVIDED BY THE SCHOOL IMPROVEMENT AND ACCOUNTABILITY ACT, is referred to the Committee on Education.

By Representatives Barnes, Black, Fussell, Gray, Jeffus, McAllister, Stamey, Warner, and Wright:

H.B. 49, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHO SHALL BE ENTITLED TO THE PRIVILEGES AND ADVANTAGES OF THE PUBLIC SCHOOLS, WHO SHALL PAY TUITION, AND TO CREATE AN EDUCATION POWER OF ATTORNEY, is referred to the Committee on Education.

By Representatives Barnes, Alexander, Black, Bowman, Easterling, Fussell, Gray, McAllister, McLaughlin, Rogers, and Stamey:

H.B. 50, A BILL TO BE ENTITLED AN ACT TO CHANGE THE REPORTING REQUIREMENTS OF THE CHARLOTTE-MECKLENBURG SCHOOL FUNDING PILOT, TO DEFINE "WORLD CLASS PILOT SCHOOL" AND TO MAKE OTHER TECHNICAL AND CONFORMING CHANGES, is referred to the Committee on Education.

By Representatives Fussell, Gottovi, Russell, and Stamey:

H.B. 51, A BILL TO BE ENTITLED AN ACT TO RESTRUCTURE THE FEE SYSTEM FOR COMMUNITY WATER SYSTEMS, is referred to the Committee on Public Utilities.

By Representatives Fussell, Bowman, Gottovi, Hackney, Russell, and Stamey:

H.J.R. 52, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY WATER ISSUES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Kennedy, Barnes, D. Brown, Colton, Cummings, Cunningham, Easterling, Fitch, Gist, Gottovi, Green, Hackney, Hensley, Holt, Judy Hunt, H. Hunter, Jarrell, Jeffus, McAllister, Michaux, Oldham, Stamey, Wainwright, and Wright:

H.B. 53, A BILL TO BE ENTITLED AN ACT TO ENTITLE EMPLOYEES TO FAMILY AND MEDICAL LEAVE, is referred to the Committee on Business and Labor.

By Representatives Kennedy, Bowie, D. Brown, Burton, Colton, Cummings, Cunningham, Easterling, Fitch, Gist, Green, Hensley, Holt, Judy Hunt, H. Hunter, R. Hunter, Jarrell, Jeffus, McAllister, Michaux, Oldham, Stamey, Wainwright, and Wright:

H.B. 54, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO CONTINUE A STUDY OF ALTERNATIVE APPROACHES TO DEAL WITH DISCRIMINATION IN EMPLOYMENT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Kennedy, D. Brown, Burton, Cummings, Cunningham, Easterling, Fitch, Gist, Green, Hensley, Holt, Judy Hunt, H. Hunter, R. Hunter, Jarrell, Jeffus, McAllister, Michaux, Oldham, Stamey, Wainwright, and Wright:

H.B. 55, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATE PERSONNEL SYSTEM LAWS CONCERNING EMPLOYMENT DISCRIMINATION, AUTHORIZE THE CIVIL RIGHTS DIVISION OF THE OFFICE OF ADMINISTRATIVE HEARINGS TO ISSUE SUBPOENAS, AND AUTHORIZE THE ATTORNEY GENERAL TO SEEK INJUNCTIVE RELIEF ON BEHALF OF THE CIVIL RIGHTS DIVISION OF THE OFFICE OF ADMINISTRATIVE HEARINGS, is referred to the Committee on Judiciary I.

On motion of the Chair, the House recesses at 1:20 p.m.

RECESS

Pursuant to recess, the House reconvenes at 2:45 p.m. and is called to order by the Speaker.

COMMITTEE ASSIGNMENTS

The following standing committee assignments are made by the Speaker:

BUSINESS AND LABOR: Representative Redwine, Chair; Representatives Beall, Jarrell, Morgan, Robinson, and Wilmoth, Vice-Chairs.

Subcommittee on Economic Expansion and Growth: Representative Jarrell, Chair; Representatives Bowman, Nye, and Russell, Vice-Chairs; Representatives Bowie, Burton, Hall, Lemmond, Robinson, Wainwright, and Wilkins.

Subcommittee on Labor Relations and Employment: Representative Beall, Chair; Representatives Kennedy and Wood, Vice-Chairs; Representatives Baddour, Brawley, D. Brown, Cummings, Easterling, Flaherty, Hill, Kuczmarski, Mitchell, Sutton, P. Wilson, and Wright.

Subcommittee on Travel and Tourism: Representative Wilmoth, Chair; Representatives Grady and Stewart, Vice-Chairs; Representatives Balmer, Judy Hunt, H. Hunter, Jeffus, McLawhorn, Morgan, and C. Preston.

CONSTITUTIONAL AMENDMENTS AND REFERENDA: Representative Fitch, Chair; Representatives Barnes and Stamey, Vice-Chairs; Representatives Brawley, Gist, Hackney, Holt, Jack Hunt, Kennedy, Lemmond, Mavretic, G. Miller, Ramsey, and Robinson.

COURTS AND JUSTICE: Representative Kennedy, Chair; Representative Barnes, Vice-Chair; Representatives Braswell, Decker, Fitch, Flaherty, R. Hunter, Justus, Lee, Michaux, McCombs, Nesbitt, Nichols, Spears, and G. Thompson.

EDUCATION: Representative Barnes, Chair; Representatives Fussell, Oldham, Warner, and Wood, Vice-Chairs.

Subcommittee on Community Colleges and Universities: Representative Oldham, Chair; Representatives Crawford, Gray, and Wilmoth, Vice-Chairs; Representatives Barnhill, Beall, Dockham, Grady, Luebke, C. Preston, and Stamey.

Subcommittee on Preschool, Elementary and Secondary Education: Representative Warner, Chair; Representatives Fussell, Holt, and P. Wilson, Vice-Chairs; Representatives Arnold, Bowman, Cummings, Diamont, Dickson, Edwards, Green, Hall, Jarrell, Jeffus, Jenkins, Kinney, McAllister, Miner, Nye, G. Thompson, C. Wilson, Wood, and Wright.

ETHICS: Representative Colton, Chair; Representatives Diamont, Gray, and R. Hunter, Vice-Chairs; Representatives Balmer, Crawford, Creech, Dockham, Ellis, Grady, Kennedy, Michaux, Ramsey, Spears, Stamey, and Tallent.

INSURANCE: Representative Cunningham, Chair; Representatives Black, Gray, Hightower, and Redwine, Vice-Chairs; Representatives Barbee, Bowman, Brawley, Church, Cole, Dickson, Dockham, Edwards, Gardner, Gottovi, Holmes, Lee, Luebke, McLaughlin, B. Miller, Oldham, Wilmoth, and C. Wilson.

JUDICIARY I: Representative Michaux, Chair; Representatives Flaherty, Hackney, and Holt, Vice-Chairs; Representatives

Alexander, Esposito, Justus, Lemmond, McCrary, McLaughlin, G. Miller, Miner, Moore, and Richardson.

JUDICIARY II: Representative R. Hunter, Chair; Representatives Brubaker and Kennedy, Vice-Chairs; Representatives Braswell, Daughtry, Easterling, Gamble, Gardner, Gottovi, Griffin, Kuczmarski, Redwine, Sutton, and Weatherly.

JUDICIARY III: Representative Hensley, Chair; Representatives Fitch, Lee, and Robinson, Vice-Chairs; Representatives Baddour, Balmer, Barnes, Bowie, Decker, Holmes, Jarrell, Jenkins, B. Miller, Nesbitt, and Wilkins.

LOCAL AND REGIONAL GOVERNMENT I: Representative R. Thompson, Chair; Representative Bowen, Vice-Chair; Representatives Braswell, Ellis, Fitch, James, Lemmond, McCrary, C. Wilson, and Wood.

LOCAL AND REGIONAL GOVERNMENT II: Representative Lutz, Chair; Representatives Gist and McLaughlin, Vice-Chairs; Representatives Alphin, Barbee, Burton, Decker, Esposito, Gist, Howard, Ives, Joye, McLaughlin, Mercer, Mitchell, C. Preston, Wainwright, and Wilkins.

PENSIONS AND RETIREMENT: Representative Lee, Chair; Representatives Brawley, Ramsey, and Warner, Vice-Chairs; Representatives Barbee, Beall, Church, Daughtry, DeVane, Grady, Hall, Justus, Lutz, McCombs, Mercer, Oldham, J. Preston, and Rogers.

PUBLIC EMPLOYEES: Representative Fussell, Chair; Representatives Bowman, Brawley, and Stewart, Vice-Chairs; Representatives Barnes, Decker, Griffin, McLawhorn, Michaux, Miner, Nesbitt, Nye, Oldham, C. Preston, Redwine, Russell, Smith, Sutton, G. Thompson, and P. Wilson.

PUBLIC UTILITIES: Representative Judy Hunt, Chair; Representatives Bowen, Holmes, and G. Miller, Vice-Chairs; Representatives Balmer, D. Brown, Burton, DeVane, Flaherty, Hill, James, Mavretic, McCrary, Ramsey, Robinson, Tallent, and R. Thompson.

RULES, CALENDAR, AND OPERATIONS OF THE HOUSE: Representative Jack Hunt, Chair; Representatives Hackney, James, Michaux, Robinson, and Stamey, Vice-Chairs; Representatives Alexander, Brawley, Colton, Culp, Dickson, Hensley, Hill, Judy Hunt, R. Hunter, James, Lee, McCrary, G. Miller, Mitchell, Moore, Morgan, Tallent, and Wood.

STATE GOVERNMENT: Representative Hightower, Chair.

Subcommittee on Boards and Commissions: Representative Barnhill, Chair; Representatives Cunningham and Russell, Vice-Chairs; Representatives Black, Cole, Diamont, Ellis, Morgan, Nye, and G. Thompson.

Subcommittee on Military, Veterans and Indian Affairs: Representative Smith, Chair; Representatives J. Brown and Jack Hunt, Vice-Chairs; Representatives Grady, Joye, Kinney, Nichols, J. Preston, Spears, and Sutton.

Subcommittee on State Parks, Facilities and Property: Representative Stewart, Chair; Representatives Howard and Wilmoth, Vice-Chairs; Representatives Arnold, Berry, Bowen, Crawford, Edwards, Green, and Hall.

ADDENDA TO COMMITTEE ASSIGNMENTS OF FEBRUARY 3, 1993

FINANCE: Representative R. Thompson, Vice-Chair.

On motion of Representative Jack Hunt, seconded by Representative Robinson, the House adjourns, by electronic vote (101-2), at 3:18 p.m. to reconvene Monday, February 8, 1993, at 8:00 p.m.

SEVENTH DAY

HOUSE OF REPRESENTATIVES
Monday, February 8, 1993

The House meets at 8:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 4 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brubaker, Mavretic, and Wood for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Gamble:

H.B. 56, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE BOARD OF MEDICAL EXAMINERS TO ENTER INTO PEER REVIEW AGREEMENTS WITH THE ACADEMY OF PHYSICIAN ASSISTANTS, is referred to the Committee on Health and Human Services.

By Representative Gamble:

H.B. 57, A BILL TO BE ENTITLED AN ACT TO REQUIRE PARTNERSHIPS TO FURNISH EACH PARTNER A COPY OF THE STATE "K-1" TAX FORM, is referred to the Committee on Finance.

By Representatives Fitch, Bowman, Hensley, and McAllister:

H.B. 58, A BILL TO BE ENTITLED AN ACT TO REMOVE THE STATE AUDITOR FROM THE BOARD OF TRUSTEES OF THE NORTH CAROLINA FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, is referred to the Committee on Pensions and Retirement.

By Representatives Redwine and Spears:

H.B. 59, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A BINDING REFERENDUM ON THE ESTABLISHMENT OF A NORTH CAROLINA STATE LOTTERY COMMISSION, is referred to the Committee on Constitutional Amendments and Referenda.

By Representatives Fussell, Gottovi, Hackney, Hensley, and Stamey:

H.B. 60, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF ONE HUNDRED TWENTY MILLION DOLLARS IN GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS THROUGH GRANTS, REVOLVING LOANS, AND LOANS TO LOCAL GOVERNMENT UNITS FOR WATER SUPPLY SYSTEMS, WASTEWATER COLLECTION SYSTEMS, AND WASTEWATER TREATMENT WORKS, is referred to the Committee on Finance.

By Representatives Bowman and Howard:

H.B. 61, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 146 - STATE LANDS, TO MODIFY REFERENCES TO GOVERNOR AND COUNCIL OF STATE TO READ COUNCIL OF STATE, CONSISTENT WITH ARTICLE III OF THE NORTH CAROLINA CONSTITUTION, is referred to the Committee on State Government.

By Representatives Bowman, Dickson, and Weatherly:

H.B. 62, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A REFERENDUM IN NOVEMBER 1994 TO AMEND THE CONSTITUTION TO PROVIDE FOR A GUBERNATORIAL VETO REQUIRING A THREE-FIFTHS VOTE TO OVERRIDE, is referred to the Committee on Constitutional Amendments and Referenda.

By Representatives James and R. Thompson:

H.B. 63, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO COMPLETE THE TIDEWATER RESEARCH AND EXTENSION CENTER AT PLYMOUTH, is referred to the Committee on Appropriations.

By Representatives James and R. Thompson:

H.B. 64, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE AGRICULTURAL EXTENSION PROGRAM AT NORTH CAROLINA STATE UNIVERSITY, is referred to the Committee on Appropriations.

By Representatives James and R. Thompson:

H.B. 65, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR PERSONNEL AT THE TIDEWATER RESEARCH AND EXTENSION CENTER AT PLYMOUTH, is referred to the Committee on Appropriations.

By Representatives Ellis, Bowman, Brawley, Dockham, Howard, Nichols, Robinson, P. Wilson, and Wood:

H.B. 66, A BILL TO BE ENTITLED AN ACT TO ALLOW RESIDENTS OF THE EXTRATERRITORIAL PLANNING JURISDICTION OF A CITY TO VOTE IN ELECTIONS OF THAT CITY, is referred to the Committee on Judiciary I.

By Representatives R. Thompson, Barnhill, Bowen, DeVane, Hackney, Hightower, and H. Hunter:

H.B. 67, A BILL TO BE ENTITLED AN ACT TO IMPOSE AN ADVANCE DISPOSAL TAX ON NEW WHITE GOODS, TO REQUIRE EACH COUNTY TO PROVIDE A DISPOSAL SITE FOR WHITE GOODS, AND TO PROVIDE FOR THE REMOVAL OF CHLOROFLUOROCARBONS FROM WHITE GOODS THAT CONTAIN CHLOROFLUOROCARBONS, is referred to the Committee on Finance.

By Representatives R. Thompson, Barnhill, Bowen, DeVane, Hackney, Hightower, and H. Hunter:

H.B. 68, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISPOSAL OF CERTAIN CLASSES OF RECYCLABLE SOLID WASTE IN LANDFILLS OR BY INCINERATION, is referred to the Committee on Environment.

By Representatives R. Thompson, Barnhill, Bowen, Bowman, DeVane, Gottovi, Hackney, Hightower, H. Hunter, Luebke, and Stamey:

H.J.R. 69, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO CONTINUE TO STUDY SOLID WASTE MANAGEMENT IN NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Barnes, Black, Bowman, Fussell, Gray, McAllister, Rogers, and Stamey:

H.J.R. 70, A JOINT RESOLUTION TO APPROVE A SYSTEM TO DEVELOP AND IMPLEMENT A SYSTEM FOR BUILDING IMPROVEMENT REPORTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Cunningham, Bowman, Fussell, Gardner, Gist, Hensley, Russell, Smith, and Stamey:

H.B. 71, A BILL TO BE ENTITLED AN ACT TO PERMIT THE USE OF THE PRISON ENTERPRISE LAUNDRY OPERATION IN

EMERGENCY SITUATIONS, is referred to the Committee on Business and Labor.

By Representatives Cunningham, Bowman, Fussell, Gardner, Gist, Russell, and Stamey:

H.B. 72, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM DESIGNED TO REHABILITATE PRISON INMATES AND REDUCE RECIDIVISM BY UTILIZING A COURSE OF STUDY BASED ON DEVELOPING POSITIVE MENTAL ATTITUDES, is referred to the Committee on Courts and Justice.

By Representatives Cunningham, Bowman, Fussell, Gardner, Gist, Hensley, Russell, and Stamey:

H.B. 73, A BILL TO BE ENTITLED AN ACT TO RAISE THE MAXIMUM DAILY WAGE PAID TO PRISONERS BY PRISON ENTERPRISES AND TO PROVIDE THAT THOSE WAGES BE PAID ON AN HOURLY OR PRODUCTION-QUOTA BASIS, is referred to the Committee on Appropriations.

SPECIAL MESSAGE FROM THE SENATE

The following is received from the Senate:

S.J.R. 68, A JOINT RESOLUTION HONORING THE LATE UNITED STATES SUPREME COURT JUSTICE, THURGOOD MARSHALL, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

INTRODUCTION OF PAGES

Pages for the week of February 8–12 are introduced to the membership. They are: JaLane Allen of Pitt, Jerry Anderson of Clay, Ryan Anderson of Clay, Paul Bleau of Craven, Steven Bunch of Wake, Cameron Dixon of Nash, Kelly Forrest of Cabarrus, Tonya Jarrett of Wake, Catherine Jennings of Craven, Taino Lopez of Wake, Jennifer Smith of Craven, Jennifer Snipes of Wake, LaTanya Threadgill of Forsyth, Leslie White of Bertie, and Sarah Young of McDowell.

ADDENDA TO COMMITTEE ASSIGNMENTS OF FEBRUARY 4, 1993

The following committee assignments are made by the Speaker:

BUSINESS AND LABOR:

Subcommittee on Economic Expansion and Growth: Representative Alphin.

EDUCATION:

Subcommittee on Preschool, Elementary and SecondaryE ducation: Representatives Hightower and J. Preston.

PUBLIC UTILITIES: Representative Berry.

On motion of Representative Jack Hunt, seconded by Representative Alexander, the House adjourns, by electronic vote (112–2), at 8:17 p.m. to reconvene February 9 at 1:00 p.m.

EIGHTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, February 9, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis.

Representative Hackney, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 8 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Warner for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Gamble, Jarrell, Justus, Luebke, and Tallent:

H.B. 74, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROHIBITION AGAINST DISCLOSING TAX INFORMATION, TO MODIFY THE PROHIBITION TO PERMIT THE EXCHANGE OF CERTAIN INFORMATION BETWEEN DESIGNATED AGENCIES, AND TO EXCLUDE INFORMATION SUBMITTED ON A MASTER TAX APPLICATION FROM THE PROHIBITION, is referred to the Committee on Finance.

By Representatives Gamble, Jarrell, Justus, Luebke, and Tallent:

H.B. 75, A BILL TO BE ENTITLED AN ACT TO MAKE THE RULES FOR AN INTANGIBLES TAX FILING EXTENSION THE SAME AS FOR AN INDIVIDUAL INCOME TAX FILING EXTENSION, is referred to the Committee on Finance.

By Representatives Gamble, Jarrell, Justus, Luebke, and Tallent:

H.B. 76, A BILL TO BE ENTITLED AN ACT TO REQUIRE A FILING FEE ON APPEALS TO THE PROPERTY TAX COMMISSION, is referred to the Committee on Finance.

By Representatives Gamble, Jarrell, Justus, Luebke, and Tallent:

H.B. 77, A BILL TO BE ENTITLED AN ACT TO MAKE CONFORMING CHANGES TO THE LAW PROVIDING FOR INDIVIDUAL INCOME TAX ADJUSTMENTS AND TO PROVIDE THAT EXPENSES PAID IN CONNECTION WITH INTEREST

EARNED ON OBLIGATIONS ARE DEDUCTIBLE FROM AN INDIVIDUAL'S TAXABLE INCOME TO THE EXTENT THE INTEREST IS TAXABLE, is referred to the Committee on Finance.

By Representatives Gamble, Bowman, Jarrell, Justus, Luebke, Smith, and Tallent:

H.B. 78, A BILL TO BE ENTITLED AN ACT TO RESTORE THE STATUTORY AUTHORITY TO TAX THE NORTH CAROLINA INCOME OF NONRESIDENT ALIENS, is referred to the Committee on Finance.

By Representatives Gamble, Bowman, Jarrell, Justus, Luebke, Redwine, Smith, Tallent, and Wright:

H.B. 79, A BILL TO BE ENTITLED AN ACT TO PROMOTE ECONOMIC DEVELOPMENT BY EXTENDING THE EXISTING TAX CREDIT FOR QUALIFIED BUSINESS INVESTMENTS TO APPLY TO INVESTMENTS BY PARTNERSHIPS, is referred to the Committee on Finance.

By Representatives Gamble, Jarrell, Justus, Luebke, and Tallent:

H.B. 80, A BILL TO BE ENTITLED AN ACT TO REINSTATE AN INADVERTENTLY DELETED PROVISION RELATING TO ASSESSMENTS FOR EMPLOYER WITHHOLDING BASED ON FEDERAL DETERMINATIONS AND TO CLARIFY THE ASSESSMENT STATUTES, is referred to the Committee on Finance.

By Representatives Gamble, Jarrell, Justus, Luebke, and Tallent:

H.B. 81, A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE USED TO DETERMINE CERTAIN TAXABLE INCOME AND TAX EXEMPTIONS, is referred to the Committee on Finance.

By Representatives DeVane, Barnhill, Bowen, Hightower, Smith, R. Thompson, and Wright:

H.B. 82, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY THAT A COUNTY OR CITY HAS TO REQUIRE PARTICIPATION IN A RECYCLING PROGRAM, is referred to the Committee on Environment.

By Representatives DeVane, Barnhill, Bowen, Hightower, and R. Thompson:

H.B. 83, A BILL TO BE ENTITLED AN ACT TO INCREASE THE SCRAP TIRE DISPOSAL TAX, TO PROVIDE FOR THE DISTRIBUTION OF THE ADDITIONAL TAX PROCEEDS, AND TO REVOKE THE AUTHORITY OF A UNIT OF LOCAL GOVERNMENT OR A CONTRACTING PARTY TO IMPOSE A SEPARATE SCRAP TIRE DISPOSAL FEE, is referred to the Committee on Finance.

By Representatives Mavretic and Wright:

H.B. 84, A BILL TO BE ENTITLED AN ACT TO PROVIDE HEALTH CARE TO EVERY RESIDENT OF NORTH CAROLINA, is referred to the Committee on Health and Human Services.

By Representatives Hightower, Barnhill, Bowen, Bowman, DeVane, Hackney, Kuczmarski, Luebke, Smith, R. Thompson, and Wright:

H.B. 85, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A STATE PROCUREMENT POLICY THAT REQUIRES THE STATE TO PURCHASE PRODUCTS CONTAINING RECYCLED MATERIALS AND ESTABLISHES CERTAIN GOALS FOR THE PURCHASE OF GOODS AND SUPPLIES MADE FROM RECYCLED MATERIALS, is referred to the Committee on State Government.

By Representatives Hightower, Flaherty, Smith, and Wright:

H.B. 86, A BILL TO BE ENTITLED AN ACT TO ESTABLISH REGIONAL RESPONSE TEAMS FOR HAZARDOUS MATERIALS EMERGENCIES IN NORTH CAROLINA, is referred to the Committee on State Government.

By Representatives Hightower and Smith:

H.B. 87, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR LIMITED LEAVE WITH PAY FOR STATE EMPLOYEES WHO ARE CERTIFIED DISASTER VOLUNTEERS, is referred to the Committee on Public Employees.

By Representatives Hightower, Gottovi, Smith, and Wright:

H.B. 88, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONTINUATION OF THE EMERGENCY MANAGEMENT ISSUES STUDY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Hightower, Barnhill, Bowen, DeVane, Flaherty, Hackney, R. Thompson, and Wright:

H.B. 89, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE GENERAL STATUTES TO INCLUDE TRAINING FOR INCINERATOR OPERATORS OF SOLID WASTE MANAGEMENT FACILITIES, is referred to the Committee on Environment.

By Representatives Hightower, Barnhill, Bowen, DeVane, and R. Thompson:

H.B. 90, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISTRIBUTION, SALE, AND OFFERING FOR SALE OF PLASTIC CONTAINERS PRODUCED FROM POLYVINYL CHLORIDE, is referred to the Committee on Environment.

By Representatives Hightower, Barnhill, Bowen, Bowman, DeVane, Hackney, and R. Thompson:

H.B. 91, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE SOURCE REDUCTION OF WASTE IN STATE PURCHASING, is referred to the Committee on Environment.

By Representatives Bowman, Howard, Smith, and Stamey:

H.B. 92, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO CONTINUE

THE STUDY OF THE STATE REAL PROPERTY TRANSFERS STUDY COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Bowman and Howard:

H.B. 93, A BILL TO BE ENTITLED AN ACT TO TEMPORARILY EXEMPT CERTAIN STATE REAL PROPERTY RECORDS FROM PUBLIC INSPECTION AND EXAMINATION, is referred to the Committee on Judiciary III.

By Representatives Bowman and Howard:

H.B. 94, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE NORTH CAROLINA ENERGY DEVELOPMENT AUTHORITY, is referred to the Committee on Public Utilities.

By Representatives Bowman and Howard:

H.B. 95, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW FOR THE NORTH CAROLINA CAPITAL PLANNING COMMISSION TO ALLOW FOR A MEETING TO BE CALLED BY FIVE MEMBERS OF THE COMMISSION, is referred to the Committee on State Government.

By Representatives Bowman and Howard:

H.B. 96, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING THE ACQUISITION, DISPOSITION, AND MANAGEMENT OF STATE REAL PROPERTY, is referred to the Committee on State Government.

By Representatives DeVane, Cummings, and Sutton:

H.B. 97, A BILL TO BE ENTITLED AN ACT TO INCREASE THE LIMIT ON CASH PRIZES FOR RAFFLES, is referred to the Committee on Judiciary I.

By Representatives DeVane, Cummings, and Sutton:

H.B. 98, A BILL TO BE ENTITLED AN ACT TO DEREGULATE FIRE SPRINKLER CONTRACTORS, is referred to the Committee on State Government.

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative Hill, the rules are suspended and **H.B. 43** is withdrawn from the Committee on Local and Regional Government I and placed on the Calendar for immediate consideration.

CALENDAR

Action is taken on the following:

H.B. 43, A BILL TO BE ENTITLED AN ACT TO APPOINT MEMBERS OF THE WHITEVILLE CITY BOARD OF EDUCATION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

On motion of Representative Jack Hunt, seconded by Representative Dockham, the House adjourns, by electronic vote (109–4), at 1:38 p.m. to reconvene February 10 at 1:00 p.m.

NINTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, February 10, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 9 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barbee, Brubaker, Cunningham, Howard, James, Luebke, and Warner for today.

REPORT OF COMMITTEE

The following report from standing committee is presented:

By Representative Jack Hunt for the Committee on Rules, Calendar, and Operations of the House:

S.J.R. 1, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR JAMES B. HUNT, JR., THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Bowman, Bowen, Brawley, Brubaker, Jeffus, Luebke, and Stewart:

H.B. 99, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT, UNDER THE TEMPORARY BUDGET FLEXIBILITY EXTENDED TO CERTAIN INSTITUTIONS IN THE UNIVERSITY OF NORTH CAROLINA SYSTEM, A DESIGNATED PORTION OF ANY RETAINED REVERSIONS MAY BE USED FOR ENERGY CONSERVATION IMPROVEMENTS, is referred to the Committee on Appropriations.

By Representatives Bowman, Bowen, Brawley, Brubaker, Jeffus, Luebke, and Stewart:

H.B. 100, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE UNITS OF LOCAL GOVERNMENT, LOCAL SCHOOL BOARDS, AND COMMUNITY COLLEGES TO ENTER INTO GUARANTEED ENERGY SAVINGS CONTRACTS IN ORDER TO FINANCE ENERGY CONSERVATION MEASURES IN LOCAL PUBLIC FACILITIES, is referred to the Committee on Environment.

By Representatives Bowman, Bowen, Brawley, Brubaker, Jeffus, Luebke, and Stewart:

H.B. 101, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CURRENT ENERGY POLICY FOR STATE GOVERNMENT TO APPLY TO THE CONSTRUCTION, OPERATION, AND RENOVATION OF STATE FACILITIES AND TO THE PURCHASE, OPERATION, AND MAINTENANCE OF EQUIPMENT, is referred to the Committee on Environment.

By Representatives Bowman, Bowen, Brawley, Brubaker, DeVane, Jeffus, Luebke, Nichols, and Stewart:

H.B. 102, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE LOCAL BOARDS OF EDUCATION TO USE THE ENERGY GUIDELINES FOR SCHOOL DESIGN AND CONSTRUCTION AND TO REQUIRE ENERGY-USE GOALS AND STANDARDS IN ORDER TO ASSURE THE CONSTRUCTION OF ENERGY EFFICIENT NEW SCHOOLS AND SCHOOL RENOVATIONS, is referred to the Committee on Environment.

By Representatives Bowman, Bowen, Brawley, Brubaker, Jeffus, Luebke, and Stewart:

H.B. 103, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANNUAL DEPARTMENT BUDGET REQUESTS TO INCLUDE A SEPARATE LINE ITEM FOR ENERGY EXPENSES; TO AUTHORIZE THE DEPARTMENT OF ADMINISTRATION TO ENTER INTO ALTERNATIVE FINANCING AGREEMENTS FOR THE PURCHASE OF ENERGY CONSERVATION MEASURES; TO ESTABLISH THE STATE FACILITIES ENERGY CONSERVATION PROGRAM; AND TO AUTHORIZE THE ISSUANCE OF BONDS THAT ARE SECURED BY AN INTEREST IN THE PROPERTY PURCHASED, is referred to the Committee on Appropriations.

By Representatives Bowman, Bowen, Brawley, Brubaker, Jeffus, Justus, Luebke, and Stewart:

H.J.R. 104, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO CONTINUE TO STUDY WAYS TO PROMOTE ENERGY CONSERVATION IN BUILDINGS IN NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Smith, Bowman, Brawley, Church, DeVane, Gottovi, Hensley, Justus, Kuczmarski, J. Preston, Redwine, and Weatherly:

H.B. 105, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PROPERTY TAX HOMESTEAD EXEMPTION AMOUNT AND THE INCOME ELIGIBILITY THRESHOLD AND TO PROVIDE THAT SOCIAL SECURITY BENEFITS AND DISABILITY BENEFITS ARE NOT COUNTED IN DETERMINING THE TAXPAYER'S ELIGIBILITY FOR THE HOMESTEAD EXEMPTION, is referred to the Committee on Finance.

By Representatives Dickson, Bowman, Esposito, Gamble, Green, Tallent, and Wright:

H.B. 106, A BILL TO BE ENTITLED AN ACT TO ESTABLISH AND APPROPRIATE FUNDS FOR NEED-BASED CYTOTECHNOLOGY SCHOLARSHIPS, AND TO DIRECT THE OFFICE OF STATE PERSONNEL TO REVIEW STATE CYTOTECHNOLOGIST SALARIES, is referred to the Committee on Education.

By Representatives Dickson, Bowman, Esposito, Gamble, Green, Tallent, and Wright:

H.B. 107, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIRECTOR OF THE BUDGET TO ALLOCATE ADDITIONAL FUNDS FOR THE REMAINDER OF THE 1992-93 FISCAL YEAR, is referred to the Committee on Appropriations.

By Representatives Dickson, Bowman, Esposito, Gamble, Green, Tallent, and Wright:

H.B. 108, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE ADDITIONAL FUNDS FOR THE CANCER CONTROL PROGRAM IN THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES, is referred to the Committee on Appropriations.

By Representatives Dickson, Bowman, Gamble, Green, Tallent, and Wright:

H.B. 109, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CANCER CONTROL PROGRAM IN THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO COVER ONE HUNDRED PERCENT OF THE FEDERAL POVERTY LEVEL, is referred to the Committee on Appropriations.

By Representatives Redwine and Bowie:

H.B. 110, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SECRETARY OF CRIME CONTROL AND PUBLIC SAFETY TO ESTABLISH A WRECKER SERVICE SYSTEM, is referred to the Committee on Transportation.

By Representatives Redwine, Grady, James, Nichols, Smith, and R. Thompson:

H.B. 111, A BILL TO BE ENTITLED AN ACT TO TRANSFER AUTHORITY FROM THE WILDLIFE RESOURCES COMMISSION

TO THE DEPARTMENT OF AGRICULTURE TO REGULATE THE PRODUCTION AND SALE OF COMMERCIALLY RAISED FRESHWATER FISH AND FRESHWATER CRUSTACEAN SPECIES, is referred to the Committee on Agriculture.

By Representatives Balmer, Gardner, and Grady:

H.B. 112, A BILL TO BE ENTITLED AN ACT TO REQUIRE NONATTORNEYS TO BE INCLUDED TO SERVE AS MEDIATORS IN COURT ORDERED, MEDIATED SETTLEMENT CONFERENCES IN SUPERIOR COURT CIVIL ACTIONS, is referred to the Committee on Judiciary III.

By Representatives Balmer, Baddour, Joye, and Justus:

H.B. 113, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NATIONAL GUARD TO OPEN POST EXCHANGES AT THE AIR NATIONAL GUARD BASE IN CHARLOTTE AND THE NATIONAL GUARD HEADQUARTERS IN RALEIGH, is referred to the Committee on State Government.

By Representative Gamble:

H.B. 114, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LINCOLN COUNTY TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, is referred to the Committee on Finance.

By Representatives Hackney, Bowman, Braswell, Moore, and Richardson:

H.B. 115, A BILL TO BE ENTITLED AN ACT TO MAKE NOTE TAKING BY JURORS A DISCRETIONARY DECISION OF THE PRESIDING JUDGE, is referred to the Committee on Judiciary I.

By Representatives Hackney, Bowman, Braswell, Moore, and Richardson:

H.B. 116, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TRIAL JUDGE TO ALLOW JURORS TO TAKE EXHIBITS AND WRITINGS INTO THE JURY ROOM WITHOUT THE PARTIES' CONSENT, is referred to the Committee on Judiciary I.

By Representatives Crawford, Beall, Colton, Ives, Justus, Morgan, and Ramsey:

H.B. 117, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE MOUNTAIN AREA STUDY COMMISSION, is referred to the Committee on Appropriations.

By Representatives Crawford, Beall, Bowman, Colton, Gottovi, Ives, Justus, and Morgan:

H.B. 118, A BILL TO BE ENTITLED AN ACT TO CONTINUE AND EXPAND THE CHARGE OF THE MOUNTAIN AREA STUDY COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Jenkins, Beall, Colton, Crawford, Jack Hunt, R. Hunter, Nesbitt, and Ramsey:

H.B. 119, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE MOUNTAIN AQUACULTURE RESEARCH CENTER AT WESTERN CAROLINA UNIVERSITY, is referred to the Committee on Appropriations.

By Representatives G. Miller, Bowman, DeVane, Gottovi, Hensley, Jack Hunt, Jeffus, Kuczmarski, Moore, Redwine, and Richardson:

H.B. 120, A BILL TO BE ENTITLED AN ACT TO AMEND THE OPEN MEETINGS LAW, is referred to the Committee on Judiciary I.

By Representatives G. Miller, Bowman, DeVane, Jack Hunt, Jeffus, Moore, and Redwine:

H.B. 121, A BILL TO BE ENTITLED AN ACT TO AMEND THE PUBLIC RECORDS LAW, is referred to the Committee on Judiciary I.

By Representatives Jarrell, Bowman, Gamble, Justus, Luebke, and Tallent:

H.B. 122, A BILL TO BE ENTITLED AN ACT TO REGULATE PROPERTY TAX REPRESENTATIVES AND CONSULTANTS, is referred to the Committee on Finance.

By Representatives Jarrell, Gamble, Justus, Luebke, and Tallent:

H.J.R. 123, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO CONTINUE TO STUDY THE REVENUE LAWS OF NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Jarrell, Gamble, Justus, Luebke, and Tallent:

H.B. 124, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A STATEWIDE PROGRAM TO IMPROVE THE COLLECTION OF ACCOUNTS RECEIVABLE BY THE STATE, is referred to the Committee on Finance.

By Representatives Grady, James, Nichols, J. Preston, Redwine, Smith, and R. Thompson:

H.B. 125, A BILL TO BE ENTITLED AN ACT TO VEST AUTHORITY IN THE SECRETARY OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO GRANT SHELLFISH CULTIVATION LEASES, is referred to the Committee on Environment.

APPOINTMENT OF OFFICERS

Pursuant to Rule 45(c), the Speaker appoints Oscar Tyson as Sergeant-at-Arms, and Lisa Smith as Reading Clerk.

The Speaker, authorized under G.S. 120-5, administers the following oaths of office to the Sergeant-at-Arms and Reading Clerk:

OATH FOR SERGEANT-AT-ARMS OF THE HOUSE OF REPRESENTATIVES

I, OSCAR TYSON, do solemnly swear that I will support and maintain the Constitution and laws of the United States; so help me God; and

I do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution and laws of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and

I do swear that I will faithfully discharge the duties of the office of Sergeant-at-Arms of the 1993 House of Representatives according to the best of my skill and ability, according to law; so help me God.

OATH FOR READING CLERK OF THE HOUSE OF REPRESENTATIVES

I, LISA FOSTER SMITH, do solemnly swear that I will support and maintain the Constitution and laws of the United States; so help me God; and

I do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution and laws of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and

I do swear that I will faithfully discharge the duties of the office of Reading Clerk of the 1993 House of Representatives according to the best of my skill and ability, according to law; so help me God.

Reverend James W. McGinnis is appointed House Chaplain by the Speaker.

The Speaker orders that a Special Message be sent to the Senate informing that Honorable Body of the appointments of the Sergeant-at-Arms and Reading Clerk.

SUSPENSION OF RULES

On motion of Representative Jack Hunt, Rule 36(a) is suspended in order that **S.J.R. 1** may be placed on the Calendar for immediate consideration.

CALENDAR

Action is taken on the following:

S.J.R. 1, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR JAMES B. HUNT, JR., THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

On motion of Representative Jack Hunt, seconded by Representative Moore, the House adjourns at 1:31 p.m. to reconvene February 11 at 1:00 p.m.

TENTH DAY

HOUSE OF REPRESENTATIVES
Thursday, February 11, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 10 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barbee, Burton, Gamble, Howard, Luebke, Robinson, and Warner for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 43, AN ACT TO APPOINT MEMBERS OF THE WHITEVILLE CITY BOARD OF EDUCATION. (CHAPTER 1)

S.J.R. 1, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR JAMES B. HUNT, JR., THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES. (RESOLUTION 1)

SUBCOMMITTEE REFERRALS

Representative Redwine, Chairman for the Standing Committee on Business and Labor, refers:

H.B. 53, A BILL TO BE ENTITLED AN ACT TO ENTITLE EMPLOYEES TO FAMILY AND MEDICAL LEAVE, to the Permanent Subcommittee on Labor Relations and Employment.

H.B. 71, A BILL TO BE ENTITLED AN ACT TO PERMIT THE USE OF THE PRISON ENTERPRISE LAUNDRY OPERATION IN EMERGENCY SITUATIONS, to the Permanent Subcommittee on Economic Expansion and Growth.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Michaux, Braswell, H. Hunter, Stamey, and Wright:

H.B. 126, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AGENCY-BASED VOTER REGISTRATION, is referred to the Committee on Judiciary I.

By Representatives Michaux, Redwine, and Stamey:

H.B. 127, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE CRIMINAL CASE DISPOSITION STUDY COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Bowman, Dickson, Esposito, Gamble, Green, McLawhorn, Tallent, and Wright:

H.B. 128, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE ADVISORY COMMITTEE ON CANCER COORDINATION AND CONTROL TO THE SECRETARY OF THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES, is referred to the Committee on Appropriations.

By Representatives Bowman, Dickson, Esposito, Gamble, Green, Tallent, and Wright:

H.B. 129, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE CANCER COORDINATION AND CONTROL PROGRAM AND TO ESTABLISH THE ADVISORY COMMITTEE ON CANCER COORDINATION AND CONTROL TO THE SECRETARY OF THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES, is referred to the Committee on Health and Human Services.

By Representatives Barnes and Bowman:

H.B. 130, A BILL TO BE ENTITLED AN ACT TO ADD TWO ADDITIONAL MEMBERS TO THE SITE-BASED MANAGEMENT TASK FORCE, is referred to the Committee on Education.

By Representative Gamble:

H.B. 131, A BILL TO BE ENTITLED AN ACT TO EXTEND THE COVERAGE OF THE CURATIVE STATUTE FOR DEEDS OMITTING THE ORDER OF REGISTRATION, is referred to the Committee on Judiciary II.

By Representative Gamble:

H.B. 132, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A REVIEW BY THE GOVERNOR OF ANY BILLS ORDERED ENROLLED, AND TO PERMIT THE GOVERNOR TO SUGGEST AMENDMENTS, BEFORE THE BILLS ARE PRESENTED FOR RATIFICATION, is referred to the Committee on Constitutional Amendments and Referenda.

By Representatives Nichols and Wainwright:

H.B. 133, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO A 1992 CHARTER AMENDMENT OF THE TOWN OF ORIENTAL, AND TO RESCHEDULE A REFERENDUM, is referred to the Committee on Local and Regional Government I.

By Representatives Nesbitt, Alexander, Alphin, Baddour, Barnes, Beall, Berry, Bowie, Bowman, Braswell, J. Brown, Burton, Cole, Colton, Crawford, Culp, Diamont, Dickson, Dockham, Edwards, Esposito, Fitch, Flaherty, Gardner, Gottovi, Gray, Green, Griffin, Hackney, Hall, Hensley, Hill, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McCrary, McLawhorn, Mercer, Mitchell, Moore, Nichols, Nye, Oldham, C. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Stamey, Stewart, G. Thompson, R. Thompson, Weatherly, Wilkins, Wilmoth, P. Wilson, and Wright:

H.B. 134, A BILL TO BE ENTITLED AN ACT TO GIVE LOCAL GOVERNMENT UNITS MORE FINANCIAL SECURITY AND RESTORE GROWTH TO STATE-COLLECTED LOCAL REVENUES AND TAX-SHARING FUNDS, is referred to the Committee on Finance.

By Representatives Barnes, Bowman, and Oldham:

H.R. 135, A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, is referred to the Committee on Education.

By Representatives Barnes, Bowman, H. Hunter, and Wright:

H.B. 136, A BILL TO BE ENTITLED AN ACT TO EXTEND FOR AN ADDITIONAL FIVE YEARS THE REQUIREMENT THAT COUNTIES USE PART OF THE FIRST HALF-CENT LOCAL SALES TAX PROCEEDS ONLY FOR PUBLIC SCHOOL BUILDINGS, is referred to the Committee on Finance.

MESSAGE FROM THE SENATE

The following is received from the Senate:

Committee Substitute for **S.B. 10**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CERTIFICATE OF NEED LAW, is read the first time and referred to the Committee on Health and Human Services.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
February 11, 1993

Mr. Speaker:

Pursuant to **S.J.R. 1**, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR JAMES B. HUNT, JR., THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES, the President Pro Tempore appoints as a committee on the part of the Senate to escort the Governor to the Joint Session in the Hall of the House of Representatives on

Monday, February 15, 1993 at 7:00 p.m.: Senators Soles, Conder, Ballance, and Perdue.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

The Speaker appoints Representatives Fitch, Black, Balmer, Colton, and Stamey as escorts on the part of the House and the Senate is so notified by Special Message.

On motion of Representative Jack Hunt, seconded by Representative Esposito, the House adjourns at 1:22 p.m. to reconvene Monday, February 15, 1993, at 6:30 p.m.

ELEVENTH DAY

HOUSE OF REPRESENTATIVES
Monday, February 15, 1993

The House meets at 6:30 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend G. Wesley Raney, III, Laodicea United Church of Christ, Raleigh.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 11 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brubaker, R. Hunter, and Justus for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Griffin:

H.B. 137, A BILL TO BE ENTITLED AN ACT TO MODIFY THE DISTRIBUTION OF THE PROFITS FROM THE CITY OF MONROE ABC SYSTEM, is referred to the Committee on Judiciary I.

By Representatives Ives and Bowman:

H.B. 138, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL SERVICES FOR HANDICAPPED PERSONS AT MOTOR FUEL FACILITIES, is referred to the Committee on Judiciary II.

By Representatives Colton, Bowman, Crawford, and Nesbitt:

H.B. 139, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR SPECIAL NEEDS ADOPTIONS, is referred to the Committee on Appropriations.

By Representatives Gamble and Hall:

H.B. 140, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT DEBTS THAT REMAIN UNPAID ONE HUNDRED TWENTY DAYS AFTER THEY ARE DUE ARE TAXABLE AS INCOME TO THE DEBTOR, is referred to the Committee on Finance.

By Representative Gamble:

H.B. 141, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ACCESS TO INFORMATION RELEVANT TO NONCRIMINAL VIOLATIONS OF THE LAW FROM THE POLICE INFORMATION NETWORK, is referred to the Committee on Judiciary I.

By Representatives Mercer, Howard, McLawhorn, Nichols, J. Preston, and Wright:

H.B. 142, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR SCHOLARSHIPS FOR DEPENDENTS OF FIREMEN, is referred to the Committee on Insurance.

By Representatives Jarrell, Bowie, Burton, Gist, Jeffus, and Wood:

H.B. 143, A BILL TO BE ENTITLED AN ACT MAKING A QUALIFIED EXCEPTION FOR THE CITY OF GREENSBORO FROM THE PUBLIC RECORDS ACT FOR CERTAIN GEOGRAPHICAL INFORMATION SYSTEMS, is referred to the Committee on Local and Regional Government II.

By Representatives Bowie, Burton, Gist, Jarrell, Jeffus, and Wood:

H.B. 144, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF GREENSBORO WITH RESPECT TO CONTRACT AWARD, LEASES, AND SETTLEMENT OF CLAIMS, is referred to the Committee on Local and Regional Government II.

By Representatives DeVane, Bowman, Colton, Crawford, Culp, Cummings, Hackney, Luebke, G. Miller, Richardson, and Wilmoth:

H.B. 145, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR MAINTENANCE WITHIN THE STATE PARKS AND RECREATION AREAS, is referred to the Committee on Appropriations.

By Representatives DeVane, Colton, Crawford, Culp, Hackney, Hall, Luebke, G. Miller, Richardson, and Wilmoth:

H.B. 146, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PURCHASE CRITICAL LANDS AND INHOLDINGS IN EXISTING STATE PARKS, is referred to the Committee on Appropriations.

By Representatives DeVane, Bowman, Colton, Crawford, Culp, Cummings, Hackney, Hall, Luebke, G. Miller, Richardson, and Wilmoth:

H.B. 147, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DIVISION OF STATE PARKS AND

RECREATION AREAS FOR STAFFING, SALARY, AND OTHER OPERATIONS, is referred to the Committee on Appropriations.

By Representatives DeVane, Bowman, Colton, Crawford, Culp, Cummings, Hackney, Hall, Luebke, G. Miller, Richardson, and Wilmoth:

H.B. 148, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PARK IMPROVEMENT PLAN (PIP) FOR CAPITAL IMPROVEMENT PROJECTS AT STATE PARKS AND RECREATION AREAS AND TO APPROPRIATE FUNDS FOR THAT PURPOSE, is referred to the Committee on Appropriations.

By Representatives DeVane, Bowman, Colton, Crawford, Culp, Cummings, Hackney, Hall, Luebke, G. Miller, Richardson, and Wilmoth:

H.B. 149, A BILL TO BE ENTITLED AN ACT TO CREATE A STUDY COMMISSION ON STATE PARKS AND RECREATION AREAS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Bowman, Bowen, Brawley, Brubaker, Colton, Hall, Jeffus, Luebke, G. Miller, and Stewart:

H.J.R. 150, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO CONTINUE TO STUDY WAYS TO PROMOTE ENERGY CONSERVATION AND THE USE OF RENEWABLE ENERGY SOURCES IN NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Daughtry, Bowman, Gardner, Hall, Howard, McLawhorn, Nichols, J. Preston, P. Wilson, and Wright:

H.B. 151, A BILL TO BE ENTITLED AN ACT TO MODIFY PENSION PAYMENTS MADE FOR MEMBERS OF THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND FOR MEMBERS DISABLED DUE TO INJURIES OCCURRING OFF DUTY, is referred to the Committee on Pensions and Retirement.

By Representatives Flaherty and G. Thompson:

H.B. 152, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES REGARDING THE PURPOSES FOR WHICH BANNER ELK MAY USE ITS OCCUPANCY TAX PROCEEDS, is referred to the Committee on Finance.

By Representatives Stamey, Bowie, Bowman, Colton, Daughtry, Fussell, Jack Hunt, H. Hunter, Luebke, and Robinson:

H.B. 153, A BILL TO BE ENTITLED AN ACT TO CREATE A RAIL COUNCIL WITHIN THE DEPARTMENT OF TRANSPORTATION AND TO BROADEN THE AUTHORITY OF THE BOARD OF TRANSPORTATION, is referred to the Committee on Transportation.

By Representatives Stamey, Bowie, Daughtry, Fussell, H. Hunter, Luebke, and Robinson:

H.B. 154, A BILL TO BE ENTITLED AN ACT TO REPEAL THE TWO PERCENT RESTRICTION ON THE USE OF PROCEEDS OF THE REGIONAL TRANSPORTATION AUTHORITY REGISTRATION TAX FOR ADMINISTRATIVE PURPOSES, is referred to the Committee on Transportation.

By Representatives Stamey, Bowie, Bowman, Daughtry, Fussell, H. Hunter, Luebke, McLawhorn, and Robinson:

H.B. 155, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE RAIL SAFETY SECTION FROM THE UTILITIES COMMISSION TO THE DEPARTMENT OF TRANSPORTATION, is referred to the Committee on Public Utilities.

By Representatives Esposito, Decker, Gray, Kennedy, Oldham, and P. Wilson:

H.B. 156, A BILL TO BE ENTITLED AN ACT REPEALING A LOCAL ACT RELATING TO THE WINSTON-SALEM SPORTS COMMISSION, is referred to the Committee on Local and Regional Government II.

By Representatives Hill, Redwine, and Wright:

H.B. 157, A BILL TO BE ENTITLED AN ACT TO EXEMPT COLUMBUS COUNTY FROM CERTAIN STATUTORY REQUIREMENTS IN THE BUILDING OF A NEW SOCIAL SERVICES FACILITY, is referred to the Committee on Local and Regional Government I.

By Representatives Colton, Berry, Bowman, Brawley, Cummings, Griffin, Hall, H. Hunter, Luebke, McLaughlin, McLawhorn, Nichols, J. Preston, and Wright:

H.B. 158, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL FOR A PARENT TO ALLOW A MINOR CHILD TO POSSESS OR CARRY A WEAPON ON SCHOOL PROPERTY, is referred to the Committee on Judiciary III.

By Representatives Lemmond and Nichols:

H.B. 159, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT FOR AN EXCUSE FOR OBTAINING AN ABSENTEE BALLOT, EXCEPT ALLOWING ILLNESS OR DISABILITY OCCURRING AFTER FIVE O'CLOCK P.M. ON THE TUESDAY BEFORE THE ELECTION TO CONTINUE TO BE AN ADDITIONAL REASON, is referred to the Committee on Judiciary I.

By Representative Jenkins:

H.B. 160, A BILL TO BE ENTITLED AN ACT TO ALLOW MACON COUNTY TO RENAME ALL ROADS WITHIN UNINCORPORATED AREAS OF THE COUNTY, is referred to the Committee on Local and Regional Government I.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
February 15, 1993

Mr. Speaker:

Pursuant to **S.J.R. 1**, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR JAMES B. HUNT, JR., THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES, the Presiding Officer appoints as a committee on the part of the Senate to escort the Governor to the Joint Session in the Hall of the House of Representatives on Monday, February 15, 1993 at 7:00 p.m.: Senators Soles, Conder, Ballance, Perdue, and Cochrane.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

The Sergeant-at-Arms is recognized and he announces the approach of the members of the Council of State who are seated in a body for the Joint Session.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
February 15, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives that pursuant to **S.J.R. 1**, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR JAMES B. HUNT, JR., THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES, the Senate stands ready to repair to the Hall of the House, there to sit in Joint Session with your Honorable Body.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

The Speaker orders a message sent to the Senate informing that Honorable Body that the House of Representatives stands ready to receive them in Joint Session at the hour appointed.

The Sergeant-at-Arms is recognized and he announces the approach of the members of the Governor's Cabinet who are seated in a body for the Joint Session.

The Sergeant-at-Arms is recognized and he announces the approach of the Chief Justice and the Associate Justices of the Supreme Court who are seated in a body for the Joint Session.

The Sergeant-at-Arms is recognized and he announces the approach of the Chief Judge and the Judges of the Court of Appeals who are seated in a body for the Joint Session.

The Speaker extends the courtesies of the gallery to Mrs. Carolyn Hunt, First Lady of the State and Mrs. Earle Blue, wife of the Speaker; and courtesies of the floor to the members of the Governor's Cabinet, the Council of State, the Chief Justice and the Associate Justices of the Supreme Court, the Chief Judge, and the Judges of the Court of Appeals.

JOINT SESSION

Pursuant to resolution heretofore adopted and exchange of messages, the Sergeant-at-Arms of the House of Representatives announces the arrival of the Senate at the door of the House. The Speaker directs the admittance and seating of that Honorable Body. The President of the Senate, the Honorable Dennis A. Wicker, is seated to the right of the Speaker and is presented the gavel.

The Joint Session is called to order by the President.

The Sergeant-at-Arms of the House announces the approach of the Governor. His Excellency enters, escorted by Senators Soles, Ballance, Cochrane, Conder, and Perdue; and Representatives Colton, Balmer, Black, Fitch, and Stamey.

The President recognizes Senator Soles, who presents His Excellency, James B. Hunt, Jr., Governor of North Carolina, to the Joint Assembly. (The full text of his address can be found in the Appendix.)

Upon completion of his address, the Governor, joined by the Escort Committee, leaves the Hall of the House.

On motion of Senator Basnight, the Joint Session is dissolved.

The House resumes its business.

On motion of Representative Jack Hunt, seconded by Representative Morgan, the House adjourns at 7:45 p.m. to reconvene February 16 at 1:00 p.m.

TWELFTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, February 16, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 15 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Bowen, R. Hunter, Justus, Kennedy, Kinney, and Warner for today.

REPORT OF COMMITTEE

The following report from standing committee is presented:

By Representative Barnes for the Committee on Education:

H.R. 135, A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, with recommendation that it be adopted.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Hall, Barbee, Bowman, D. Brown, DeVane, Hill, Joye, McLawhorn, Mercer, Spears, Wilkins, and Wood:

H.B. 161, A BILL TO BE ENTITLED AN ACT TO CHANGE THE LAW REGARDING STATE AID TO PRIVATE COLLEGES, is referred to the Committee on Education.

By Representative Creech:

H.B. 162, A BILL TO BE ENTITLED AN ACT CONCERNING ANNEXATION OF CERTAIN PROPERTY BY THE TOWN OF CLAYTON, is referred to the Committee on Local and Regional Government I.

By Representatives Cummings, DeVane, Redwine, and Sutton:

H.B. 163, A BILL TO BE ENTITLED AN ACT TO MODIFY THE DEFINITION OF A "SUBDIVISION" FOR THE PURPOSE OF SUBDIVISION REGULATION IN ROBESON COUNTY, is referred to the Committee on Local and Regional Government I.

By Representatives Redwine, Alexander, Alphin, Baddour, Barbee, Bowman, D. Brown, J. Brown, Brubaker, Church, Culp, Dockham, Gardner, Gottovi, Grady, Hill, Ives, Lee, Luebke, Lutz, McCombs, McCrary, McLawhorn, Mercer, Mitchell, Morgan, Richardson, Smith, Spears, Stewart, Sutton, Wilkins, and Wright:

H.B. 164, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF THREE HUNDRED ELEVEN MILLION TWO HUNDRED THOUSAND DOLLARS GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS, WITH ANY OTHER AVAILABLE FUNDS, FOR CAPITAL

IMPROVEMENTS FOR COMMUNITY COLLEGES, is referred to the Committee on Education.

By Representatives Redwine, Bowman, Brubaker, Gottovi, Grady, Hill, McLawhorn, Smith, Sutton, and Weatherly:

H.B. 165, A BILL TO BE ENTITLED AN ACT TO INDEX THE AMOUNT OF THE PROPERTY TAX HOMESTEAD EXEMPTION AND THE AMOUNT OF THE INCOME LIMIT FOR ELIGIBILITY FOR THE EXEMPTION, is referred to the Committee on Finance.

By Representatives Holmes and J. Brown:

H.B. 166, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE YADKIN COUNTY BOARD OF EDUCATION SHALL BE ELECTED TO STAGGERED FOUR-YEAR TERMS, is referred to the Committee on Local and Regional Government II.

By Representatives Holmes and J. Brown:

H.B. 167, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MEMBERS OF THE YADKIN COUNTY BOARD OF EDUCATION SHALL TAKE OFFICE ON THE FIRST MONDAY IN AUGUST AFTER THEIR ELECTION, is referred to the Committee on Local and Regional Government II.

By Representative Mavretic:

H.B. 168, A BILL TO BE ENTITLED AN ACT TO MAKE ALL CLEANING BUSINESSES SUBJECT TO A STATE PRIVILEGE LICENSE TAX, is referred to the Committee on Finance.

By Representative Mavretic:

H.B. 169, A BILL TO BE ENTITLED AN ACT TO REDUCE THE REQUIREMENTS FOR BALLOT ACCESS BY UNAFFILIATED STATEWIDE CANDIDATES, is referred to the Committee on Judiciary I.

INTRODUCTION OF PAGES

Pages for the week of February 15-19 are introduced to the membership. They are: Kevin Broome of Mecklenburg, Jennifer Byrd of Person, Thomas Fairchild of Nash, Eric Hart of Rockingham, Brandon Leslie of Moore, Tamara Little of Iredell, Susan Morris of Gaston, Rebecca Nadel of Guilford, Jacob Parrish of Franklin, Warren Prickett of New Hanover, Heather Reid of Rockingham, Rudy Shelley of Columbus, Angela Stephens of Wake, and Kelly Williams of Rockingham.

On motion of Representative Jack Hunt, seconded by Representative Joye, the House adjourns, by electronic vote (105-2), at 1:29 p.m. to reconvene February 17 at 1:00 p.m.

THIRTEENTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, February 17, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 16 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Bowen, Culp, R. Hunter, Justus, Kennedy, and Wood for today.

REPORTS OF COMMITTEES

The following reports from standing committees are presented:

By Representative R. Thompson for the Committee on Local and Regional Government I:

S.B. 23, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF MONROE TO PAY A REWARD, with a favorable report.

By Representative Jack Hunt for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 18, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF LUTHER REGINALD JERALDS, DISTINGUISHED STATE REPRESENTATIVE AND CITIZEN OF NORTH CAROLINA, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Bowman and Fussell:

H.B. 170, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE EMPLOYMENT SECURITY COMMISSION FROM ESTABLISHING A DATA PROCESSING CENTER SEPARATE FROM THE STATE INFORMATION PROCESSING SERVICES DATA CENTER, is referred to the Committee on Appropriations.

By Representatives Bowman and Fussell:

H.B. 171, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SECRETARY OF ADMINISTRATION TO DEVELOP A TERM CONTRACT FOR THE PURCHASE OF PERSONAL COMPUTER EQUIPMENT, AND TO REQUIRE PURCHASES OF PERSONAL

COMPUTER EQUIPMENT TO BE REPORTED TO THE DEPARTMENT OF ADMINISTRATION, is referred to the Committee on State Government.

By Representatives Bowman and Fussell:

H.B. 172, A BILL TO BE ENTITLED AN ACT TO CREATE THE JOINT LEGISLATIVE INFORMATION TECHNOLOGY OVERSIGHT COMMITTEE, is referred to the Committee on State Government.

By Representatives Luebke, Gamble, Gottovi, Jarrell, Justus, and Tallent:

H.B. 173, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE STATE SHALL PAY INTEREST ON INCOME TAX REFUNDS NOT REFUNDED TO THE TAXPAYER WITHIN FORTY-FIVE DAYS AFTER THE RETURN WAS FILED OR DUE TO BE FILED, WHICHEVER IS LATER, is referred to the Committee on Finance.

By Representatives Luebke, Gamble, Jarrell, Justus, and Tallent:

H.B. 174, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF REVENUE TO ALLOW OR REQUIRE PAYMENT OF TAXES BY ELECTRONIC FUNDS TRANSFER, is referred to the Committee on Finance.

By Representative Mavretic:

H.B. 175, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PRIVILEGE LICENSE TAX ON LAUNDRIES, DRY CLEANERS, AND OTHER BUSINESSES THAT CLEAN PROPERTY, is referred to the Committee on Finance.

By Representative Mavretic:

H.B. 176, A BILL TO BE ENTITLED AN ACT TO EXPAND THE SALES TAX ON LAUNDRY AND DRY CLEANING SERVICES TO INCLUDE ALL CLEANING SERVICES, is referred to the Committee on Finance.

By Representative Mavretic:

H.B. 177, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SALES TAX ON LAUNDRY AND DRY CLEANING SERVICES, is referred to the Committee on Finance.

By Representative Mavretic:

H.B. 178, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A BINDING REFERENDUM ON THE ESTABLISHMENT OF A NORTH CAROLINA STATE LOTTERY, is referred to the Committee on Constitutional Amendments and Referenda.

By Representative Hackney:

H.B. 179, A BILL TO BE ENTITLED AN ACT TO DELETE THE REQUIREMENT THAT CERTAIN REPORTS ON ENVIRONMENTAL ISSUES BE MADE TO THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS, is referred to the Committee on Environment.

By Representatives J. Brown and Holmes:

H.B. 180, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE MEMBERS OF THE WILKES COUNTY BOARD OF EDUCATION SHALL TAKE OFFICE AT THEIR FIRST MEETING IN JUNE OF THE YEAR OF THEIR ELECTION, is referred to the Committee on Local and Regional Government II.

SUSPENSION OF RULES TO INTRODUCE BILL

On motion of Representative Jack Hunt, Rule 31 is suspended and the following is introduced and read the first time:

By Representative Jack Hunt:

H.J.R. 199, A JOINT RESOLUTION INVITING THE HONORABLE ALBERT GORE, JR., VICE PRESIDENT OF THE UNITED STATES, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE.

On motion of Representative Jack Hunt, Rule 32 is suspended and the resolution is placed before the House for immediate consideration.

The resolution passes its second reading, by electronic vote (111–0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

CALENDAR

Action is taken on the following:

H.R. 135, A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

Without objection, the resolution is adopted and ordered printed.

On motion of Representative Jack Hunt, seconded by Representative Jenkins, the House adjourns at 1:47 p.m. to reconvene February 18 at 1:30 p.m.

FOURTEENTH DAY

HOUSE OF REPRESENTATIVES
Thursday, February 18, 1993

The House meets at 1:30 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 17 has

been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Howard, R. Hunter, Justus, Kennedy, and Smith for today.

SUBCOMMITTEE REFERRALS

Representative Hightower, Chair for the Standing Committee on State Government, refers:

H.B. 32, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES TO AUTHORIZE THE GOVERNOR TO APPOINT A SPOUSE OF A COMMERCIAL FISHERMAN TO SERVE ON THE MARINE FISHERIES COMMISSION IN THE PLACE OF THE COMMERCIAL FISHERMAN, to the Permanent Subcommittee on Boards and Commissions.

H.B. 61, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 146 - STATE LANDS, TO MODIFY REFERENCES TO GOVERNOR AND COUNCIL OF STATE TO READ COUNCIL OF STATE, CONSISTENT WITH ARTICLE III OF THE NORTH CAROLINA CONSTITUTION, to the Permanent Subcommittee on Boards and Commissions.

H.B. 19, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW WITH REGARD TO THE REJECTION OF COMPETITIVE BIDS FOR GOODS AND SERVICES, to the Permanent Subcommittee on State Parks, Facilities and Property.

H.B. 22, A BILL TO BE ENTITLED AN ACT DIRECTING THE DIVISION OF PURCHASE AND CONTRACT TO MONITOR PURCHASING ACTIVITY MORE CLOSELY, to the Permanent Subcommittee on State Parks, Facilities and Property.

H.B. 95, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW FOR THE NORTH CAROLINA CAPITAL PLANNING COMMISSION TO ALLOW FOR A MEETING TO BE CALLED BY FIVE MEMBERS OF THE COMMISSION, to the Permanent Subcommittee on State Parks, Facilities and Property.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Jack Hunt, Bowman, and Lutz:

H.J.R. 181, A JOINT RESOLUTION HONORING THE DELEGATES TO THE NORTH CAROLINA CONSTITUTIONAL CONVENTION OF 1868 AND THE FIRST COUNTY COMMISSIONERS, INCLUDING THOSE OF RUTHERFORD COUNTY, ELECTED UNDER THE CONSTITUTION OF 1868 UPON THE 125TH ANNIVERSARY OF THE 1868 NORTH CAROLINA CONSTITUTION, WHICH ESTABLISHED THE COUNTY COMMISSIONER FORM OF GOVERNMENT IN NORTH CAROLINA, is

referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Burton, Bowie, Gist, Jarrell, Jeffus, and Wood:

H.B. 182, A BILL TO BE ENTITLED AN ACT TO MODIFY THE VOTE REQUIRED FOR PRIVATE SALE OF PROPERTY BY THE CITY OF GREENSBORO FOR PUBLIC PURPOSES, is referred to the Committee on Local and Regional Government II.

By Representatives Fitch, Barnes, Colton, Cunningham, H. Hunter, Luebke, McLaughlin, Oldham, and Stamey:

H.B. 183, A BILL TO BE ENTITLED AN ACT TO REPEAL THE STATUTE OF REPOSE FOR THE COLLECTION OF DEATH BENEFITS UNDER THE WORKERS' COMPENSATION ACT, is referred to the Committee on Judiciary III.

By Representatives Fitch, Barnes, Bowman, Colton, Cunningham, H. Hunter, Luebke, McLaughlin, and Wright:

H.B. 184, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTE OF REPOSE FOR PRODUCTS LIABILITY ACTIONS, is referred to the Committee on Judiciary III.

By Representatives Fitch, Barnes, Bowman, Colton, Cunningham, H. Hunter, Kuczmarski, Luebke, McLaughlin, Oldham, Warner, and Wright:

H.B. 185, A BILL TO BE ENTITLED AN ACT TO PROVIDE A CAUSE OF ACTION TO EMPLOYEES INJURED OR KILLED BY THE INTENTIONAL REMOVAL OF OR FAILURE TO INSTALL A MACHINE SAFETY GUARD, is referred to the Committee on Judiciary III.

By Representatives Fitch, Barnes, Bowman, Colton, H. Hunter, Kuczmarski, Luebke, McLaughlin, Warner, and Wright:

H.B. 186, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT PUBLICLY FUNDED JOB TRAINING PROGRAMS INCLUDE HEALTH AND SAFETY TRAINING, is referred to the Committee on Business and Labor.

By Representatives Fitch, Barnes, Colton, Cunningham, H. Hunter, Luebke, and McLaughlin:

H.B. 187, A BILL TO BE ENTITLED AN ACT REQUIRING CERTAIN DETAIL IN THE DECISIONS AND REPORTS OF THE OSHA REVIEW BOARD, is referred to the Committee on Business and Labor.

By Representatives Fitch, Barnes, Bowman, Colton, Cunningham, H. Hunter, Kuczmarski, Luebke, McLaughlin, Stamey, and Warner:

H.B. 188, A BILL TO BE ENTITLED AN ACT TO ALLOW INJURED EMPLOYEES TO SELECT OR CHANGE TREATING PHYSICIANS IN WORKERS' COMPENSATION CASES, is referred to the Committee on Judiciary III.

By Representatives Fitch, Barnes, Bowman, Colton, Cunningham, H. Hunter, Luebke, and McLaughlin:

H.B. 189, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE COMMISSIONER OF INSURANCE AND THE RATE BUREAU TO DEVELOP A PROPOSED PLAN FOR WORKERS' COMPENSATION CARRIERS LOSS CONTROL SERVICES, is referred to the Committee on Insurance.

By Representatives Fitch, Barnes, Colton, H. Hunter, Luebke, McLaughlin, Oldham, and Stamey:

H.B. 190, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT LOCAL GOVERNMENTS HAVE THE AUTHORITY TO IMPOSE CIVIL PENALTIES FOR VIOLATIONS OF THE STATE BUILDING CODE, is referred to the Committee on Judiciary III.

By Representatives Fitch, Barnes, Cunningham, H. Hunter, Luebke, McLaughlin, Stamey, Warner, and Wright:

H.J.R. 191, A JOINT RESOLUTION REQUESTING THE LEGISLATIVE RESEARCH COMMISSION TO CONTINUE ITS STUDY OF FIRE AND OCCUPATIONAL SAFETY ISSUES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Fitch, Colton, Hensley, Kuczmarski, Oldham, Redwine, Stamey, Warner, and Wright:

H.B. 192, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A COMPREHENSIVE COMPENSATION SYSTEM FOR STATE EMPLOYEES SUBJECT TO CHAPTER 126 OF THE GENERAL STATUTES AND TO DIRECT THE DISTRIBUTION OF APPROPRIATIONS FOR IMPLEMENTATION OF THIS COMPREHENSIVE COMPENSATION SYSTEM, is referred to the Committee on Public Employees.

By Representatives Fitch and Stamey:

H.B. 193, A BILL TO BE ENTITLED AN ACT TO CHANGE THE PROCESS OF APPEALING UNDER THE STATE PERSONNEL ACT CERTAIN PERSONNEL DECISIONS OF LOCAL APPOINTING AUTHORITIES, is referred to the Committee on Judiciary III.

By Representatives Fitch, Colton, Hensley, Oldham, Stamey, and Wright:

H.B. 194, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A STUDY OF THE ADMINISTRATION OF THE STATE'S FLEXIBLE COMPENSATION PROGRAM FOR STATE EMPLOYEES, is referred to the Committee on Public Employees.

By Representatives Fitch, Colton, Hensley, Oldham, Stamey, Warner, and Wright:

H.B. 195, A BILL TO BE ENTITLED AN ACT TO CORRECT INEQUITIES IN THE SALARIES OF EQUALLY QUALIFIED

MINORITIES, FEMALES, AND WHITE MALES SUBJECT TO THE STATE PERSONNEL ACT WITHIN OCCUPATIONAL CATEGORIES IN STATE EMPLOYMENT, is referred to the Committee on Public Employees.

By Representatives Fitch, Hensley, Oldham, Stamey, and Wright:

H.B. 196, A BILL TO BE ENTITLED AN ACT TO CREATE THE STUDY COMMISSION ON THE STATE PERSONNEL SYSTEM AND TO APPROPRIATE FUNDS TO THE STUDY COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Daughtry:

H.B. 197, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOBACCO FARM LIFE MUSEUM, is referred to the Committee on Appropriations.

By Representatives Nichols, Edwards, and Wainwright:

H.B. 198, A BILL TO BE ENTITLED AN ACT TO ALLOW ALBERT A. BELL AND LILLY K. BELL TO CONVEY CERTAIN PROPERTY TO THE CITY OF NEW BERN, is referred to the Committee on Local and Regional Government II.

By Representatives H. Hunter, Colton, Easterling, Gardner, James, Jarrell, Jeffus, Kuczmarski, McLawhorn, Redwine, Rogers, R. Thompson, and Wright:

H.B. 200, A BILL TO BE ENTITLED AN ACT TO MANDATE CRIMINAL RECORD CHECKS OF CHILD DAY CARE PROVIDERS AND SPOUSES OF CHILD DAY CARE OPERATORS, is referred to the Committee on Judiciary I.

By Representatives H. Hunter, Colton, Easterling, Gardner, James, Jarrell, Jeffus, Kuczmarski, McLawhorn, Redwine, Rogers, R. Thompson, and Wright:

H.B. 201, A BILL TO BE ENTITLED AN ACT TO CHANGE THE DAY CARE RATE PAYMENT STRUCTURE TO ENCOURAGE THE PROVISION OF QUALITY DAY CARE FOR ALL NORTH CAROLINA'S CHILDREN IN NEED OF CARE AND TO APPROPRIATE FUNDS, is referred to the Committee on Children, Youth and Families.

By Representatives H. Hunter, Colton, Easterling, Gardner, James, Jarrell, Jeffus, Kuczmarski, McLawhorn, Redwine, Rogers, R. Thompson, Warner, and Wright:

H.B. 202, A BILL TO BE ENTITLED AN ACT TO AID PARENTS OF LOW-INCOME CHILDREN NEEDING DAY CARE TO BECOME SELF-SUFFICIENT WITHOUT JEOPARDIZING THE VERY CHILD CARE THAT IS ESSENTIAL TO THIS SELF-SUFFICIENCY AND TO APPROPRIATE FUNDS, is referred to the Committee on Children, Youth and Families.

By Representatives Ives, Colton, Dickson, Esposito, Gray, Joye, Mavretic, McCombs, Mitchell, Weatherly, and P. Wilson:

H.B. 203, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT INDIVIDUALS OR BUSINESSES ENGAGED IN THE PRACTICE OF TATTOOING OBTAIN A PERMIT FROM THE LOCAL HEALTH DEPARTMENT, is referred to the Committee on Judiciary III.

By Representatives Stamey and Miner:

H.B. 204, A BILL TO BE ENTITLED AN ACT TO EXCHANGE TRACTS OF LAND BETWEEN THE CORPORATE LIMITS OF THE TOWNS OF CARY AND MORRISVILLE, is referred to the Committee on Local and Regional Government I.

By Representatives Gottovi, Baddour, Bowman, Braswell, DeVane, Hensley, Hill, Jarrell, Jeffus, Nye, Redwine, Richardson, Spears, Sutton, Warner, and Wright:

H.B. 205, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR SHORELINE PROTECTION AT FORT FISHER, is referred to the Committee on Appropriations.

By Representatives Gardner, Easterling, H. Hunter, Jeffus, McLawhorn, Rogers, and Wright:

H.B. 206, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE COUNTIES TO PROVIDE THE HIGHEST POSSIBLE DAY CARE AVAILABLE TO THEM, is referred to the Committee on Children, Youth and Families.

By Representatives Gardner and McCombs:

H.B. 207, A BILL TO BE ENTITLED AN ACT TO EXPAND THE BOSTAIN HEIGHTS FIRE DISTRICT IN ROWAN COUNTY, is referred to the Committee on Local and Regional Government I.

By Representatives Lutz, Jack Hunt, and Weatherly:

H.B. 208, A BILL TO BE ENTITLED AN ACT TO RESTORE THE ORIGINAL CORPORATE LIMITS OF THE TOWN OF POLKVILLE, is referred to the Committee on Local and Regional Government II.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
February 17, 1993

Mr. Speaker:

It is ordered that a message be sent to your Honorable Body notifying you of the election by the Senate, pursuant to **S.R. 102**, A SENATE SIMPLE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, of

the following persons to the Board of Governors of the University of North Carolina:

WOMAN'S CATEGORY - FOUR-YEAR TERM

Lois G. Britt

Helen Rhyne Marvin

MINORITY RACE PARTY CATEGORY - FOUR-YEAR TERM

Bert Collins

Maxine H. O'Kelley

AT-LARGE CATEGORY - FOUR-YEAR TERM

G. Irvin Aldridge

Wallace N. Hyde

Jack Pritchett Jordan

D. Samuel Neill

MINORITY PARTY CATEGORY - REMAINDER OF UNEXPIRED TERM

James G. Martin

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

CALENDAR

Action is taken on the following:

H.J.R. 18, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF LUTHER REGINALD JERALDS, DISTINGUISHED STATE REPRESENTATIVE AND CITIZEN OF NORTH CAROLINA.

On motion of Representative McAllister, consideration of the resolution is postponed until February 22.

S.B. 23, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF MONROE TO PAY A REWARD, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

ENROLLED BILL

The following is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 199, A JOINT RESOLUTION INVITING THE HONORABLE ALBERT GORE, JR., VICE PRESIDENT OF THE UNITED STATES, TO ADDRESS A JOINT SESSION OF THE

HOUSE OF REPRESENTATIVES AND THE SENATE. (RESOLUTION 2)

On motion of Representative Jack Hunt, seconded by Representative Brawley, the House adjourns, by electronic vote (106–2), at 2:01 p.m. to reconvene February 19 at 9:15 a.m.

FIFTEENTH DAY

HOUSE OF REPRESENTATIVES
Friday, February 19, 1993

The House meets at 9:15 a.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 18 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Baddour, Brawley, Brubaker, Decker, Dickson, Gray, R. Hunter, Justus, Kennedy, Lemmond, McLaughlin, Mitchell, Nichols, Smith, Stewart, Weatherly, and C. Wilson for today.

REPORT OF COMMITTEE

The following report from standing committee is presented:

By Representative Mavretic for the Committee on Health and Human Services:

Committee Substitute for **S.B. 10**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CERTIFICATE OF NEED LAW, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for February 23. The Senate committee substitute bill is placed on the Unfavorable Calendar.

ENROLLED BILL

The following is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 23, AN ACT TO AUTHORIZE THE CITY OF MONROE TO PAY A REWARD. (CHAPTER 2)

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Fitch:

H.B. 209, A BILL TO BE ENTITLED AN ACT TO DEFINE "ABANDONED CEMETERY", is referred to the Committee on Judiciary III.

By Representatives Hensley and Kuczmarski:

H.B. 210, A BILL TO BE ENTITLED AN ACT TO PROTECT THE CONFIDENTIALITY OF HOTLINE COMPLAINTS THAT THE AUDITOR TRANSMITS TO THE GENERAL ASSEMBLY FOR INVESTIGATION, is referred to the Committee on Judiciary III.

By Representatives Rogers, Alexander, Bowman, Easterling, Gardner, H. Hunter, James, Jeffus, Kuczmarski, McLawhorn, Oldham, Ramsey, and R. Thompson:

H.B. 211, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR COUNTY DAY CARE ADMINISTRATION, is referred to the Committee on Appropriations.

By Representatives Rogers, Edwards, James, Mavretic, McLawhorn, Mercer, Nichols, Redwine, and R. Thompson:

H.B. 212, A BILL TO BE ENTITLED AN ACT REGARDING THE USE OF RECEIPTS BY THE EAST CAROLINA UNIVERSITY SCHOOL OF MEDICINE, is referred to the Committee on Appropriations.

By Representatives Rogers, Alexander, Easterling, Gardner, Gottovi, H. Hunter, James, Jeffus, Kuczmarski, McLawhorn, Oldham, Ramsey, and R. Thompson:

H.B. 213, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LEGISLATIVE STUDY COMMISSION ON CHILD CARE ISSUES, is referred to the Committee on Children, Youth and Families.

By Representatives Holt, Alexander, Balmer, Barnes, Barnhill, Berry, Bowie, Bowman, Braswell, Cole, Colton, Cummings, Diamont, Dickson, Dockham, Easterling, Esposito, Gardner, Gist, Gottovi, Hackney, Howard, Jack Hunt, Judy Hunt, Jarrell, Jeffus, Kennedy, Kuczmarski, Lemmond, Luebke, Lutz, McAllister, McLawhorn, Michaux, B. Miller, Moore, C. Preston, J. Preston, Redwine, Richardson, Russell, Stamey, Stewart, Wainwright, C. Wilson, and P. Wilson:

H.B. 214, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE SPOUSAL DEFENSE TO A PROSECUTION FOR RAPE OR SEXUAL OFFENSE, is referred to the Committee on Judiciary I.

By Representatives Morgan, Bowman, Crawford, DeVane, Gardner, Gottovi, H. Hunter, Russell, Warner, and Wright:

H.B. 215, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RENTAL BOOTHS ARE NOT COSMETIC ART SHOPS, is referred to the Committee on Business and Labor.

By Representatives Spears, Gardner, H. Hunter, McAllister, McLawhorn, Richardson, Russell, Warner, and Wright:

H.B. 216, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE, UNDER CERTAIN CONDITIONS, MAGISTRATES TO ISSUE DOMESTIC VIOLENCE RESTRAINING ORDERS AND TO CONDUCT HEARINGS FOR CIVIL CONTEMPT OF DOMESTIC VIOLENCE RESTRAINING ORDERS, AND TO MAKE CONFORMING CHANGES TO THE GENERAL STATUTES, is referred to the Committee on Judiciary I.

By Representatives Spears, Richardson, and Warner:

H.B. 217, A BILL TO BE ENTITLED AN ACT TO PROVIDE A TEMPORARY INCOME TAX CREDIT FOR HOME OWNERS WHO PURCHASE HOME PROTECTION DEVICES, is referred to the Committee on Finance.

By Representatives Rogers, Alexander, Barnes, Black, Bowman, Colton, Crawford, Cummings, Easterling, Fussell, Gardner, Holt, Judy Hunt, H. Hunter, Jarrell, Jenkins, Lemmond, McLawhorn, Mercer, Michaux, Russell, Stamey, Warner, and P. Wilson:

H.B. 218, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE REGULATION OF THE PRACTICE OF COUNSELING AND THE LICENSURE OF COUNSELORS, is referred to the Committee on State Government.

By Representatives Judy Hunt, Barnhill, and H. Hunter:

H.B. 219, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE HEALTH EDUCATION AND PERSONAL RESPONSIBILITY ACT, is referred to the Committee on Insurance.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
February 18, 1993

Mr. Speaker:

Pursuant to **H.J.R. 199**, A JOINT RESOLUTION INVITING THE HONORABLE ALBERT GORE, JR., VICE PRESIDENT OF THE UNITED STATES, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, the President Pro Tempore appoints as a committee on the part of the Senate to escort the Vice-President of the United States to the Joint Session in the Hall of the House of Representatives on Friday, February 19, 1993 at 9:30 a.m.: Senators Ballance, Hartsell, Hyde, Tally, Walker, Sands, and Marshall.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

The Speaker appoints Representatives Fitch, Grady, Holt, Jack Hunt, H. Hunter, Kuczmarski, and McCrary to serve as escorts for the

Vice President on the part of the House with the like committee from the Senate.

The Speaker extends the courtesies of the floor to Mrs. Carolyn Hunt, First Lady of the State and Mrs. Earle Blue, wife of the Speaker, as well as to other spouses of members.

The Sergeant-at-Arms is recognized and announces the approach of members of the North Carolina Congressional Delegation: Congresswoman Eva Clayton, Congressman David Price, Congressman Tim Valentine, and Congressman Mel Watt, who are seated in a body for the Joint Session.

The Sergeant-at-Arms is recognized and announces the approach of the members of the Council of State and the Governor's Cabinet, who are seated in a body for the Joint Session.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
February 19, 1993

Mr. Speaker:

It is ordered that a message be sent the House of Representatives that pursuant to **H.J.R. 199**, A JOINT RESOLUTION INVITING THE HONORABLE ALBERT GORE, JR., VICE PRESIDENT OF THE UNITED STATES, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, the Senate stands ready to repair to the Hall of the House, there to sit in Joint Session with your Honorable Body.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

The Speaker orders a message sent to the Senate informing that Honorable Body that the House of Representatives stands ready to receive them in Joint Session at the hour appointed.

The Sergeant-at-Arms is recognized and announces the approach of the Chief Justice and the Associate Justices of the Supreme Court and the Chief Judge and the Judges of the Court of Appeals, who are seated in a body for the Joint Session.

The Speaker extends the courtesies of the floor to the members of the Governor's Cabinet, the Council of State, members of the North Carolina Congressional Delegation, Georgia Congressman Buddy Darden, the Chief Justice and the Associate Justices of the Supreme Court, and the Chief Judge and Judges of the Court of Appeals.

JOINT SESSION

Pursuant to resolution heretofore adopted and exchange of messages, the Sergeant-at-Arms of the House of Representatives announces the arrival of the Senate at the door of the House. The Speaker directs the admittance and seating of that Honorable Body.

The Sergeant-at-Arms of the House of Representatives is recognized and announces the approach of the Governor. His Excellency, Governor James B. Hunt, Jr., enters escorted by Senator Tally and Representative Holt.

The Speaker extends the courtesies of the floor to the Governor.

The President of the Senate, the Honorable Dennis A. Wicker, is seated to the right of the Speaker and is presented the gavel.

The Joint Session is called to order by the President.

The Sergeant-at-Arms of the House of Representatives is recognized and announces the approach of the Vice President. The Vice President enters, escorted by Senators Ballance, Hartsell, Hyde, Marshall, Tally, Sands, and Walker; and Representatives Fitch, Grady, Holt, Jack Hunt, H. Hunter, Kuczmarski, and McCrary.

The President of the Senate presents The Honorable Albert Gore, Jr., Vice President of the United States, to the Joint Assembly. (The full text of his address can be found in the Appendix.)

Upon completion of his address, the Vice President leaves the Hall of the House.

Senator Basnight moves that the Joint Session be dissolved, subject to a House motion.

The President of the Senate relinquishes the gavel to the Speaker for the House motion.

Representative Jack Hunt moves, seconded by Representative P. Wilson, that the House adjourn when the Joint Session is dissolved to reconvene Monday, February 22, 1993, at 7:00 p.m. The motion carries.

The Speaker returns the gavel to the President of the Senate.

The motion to dissolve the Joint Session carries and the House of Representatives stands adjourned.

SIXTEENTH DAY

HOUSE OF REPRESENTATIVES
Monday, February 22, 1993

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 19 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Bowie, Brubaker, Creech, Dickson, Dockham, Esposito, Howard, R. Hunter, Weatherly, and P. Wilson for today.

REPORT OF COMMITTEE

The following report from standing committee is presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 75, A BILL TO BE ENTITLED AN ACT TO MAKE THE RULES FOR AN INTANGIBLES TAX FILING EXTENSION THE SAME AS FOR AN INDIVIDUAL INCOME TAX FILING EXTENSION, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for February 24. The original bill is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRALS

Representative Stamey, Chair for the Standing Committee on Transportation, refers:

H.B. 110, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SECRETARY OF CRIME CONTROL AND PUBLIC SAFETY TO ESTABLISH A WRECKER SERVICE SYSTEM, to the Permanent Subcommittee on Highways.

H.B. 153, A BILL TO BE ENTITLED AN ACT TO CREATE A RAIL COUNCIL WITHIN THE DEPARTMENT OF TRANSPORTATION AND TO BROADEN THE AUTHORITY OF THE BOARD OF TRANSPORTATION, to the Permanent Subcommittee on Airports, Railways and Waterways.

H.B. 154, A BILL TO BE ENTITLED AN ACT TO REPEAL THE TWO PERCENT RESTRICTION ON THE USE OF PROCEEDS OF THE REGIONAL TRANSPORTATION AUTHORITY REGISTRATION TAX FOR ADMINISTRATIVE PURPOSES, to the Permanent Subcommittee on Public Transportation.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Jeffus, Burton, Colton, Easterling, Gardner, Gottovi, Hall, H. Hunter, Jarrell, Luebke, and Rogers:

H.B. 220, A BILL TO BE ENTITLED AN ACT TO BAN CORPORAL PUNISHMENT FROM CERTAIN "NONREGISTERED" DAY CARE THAT RECEIVES REIMBURSEMENT FROM THE STATE, is referred to the Committee on Children, Youth and Families.

By Representatives Jeffus, Burton, Colton, Easterling, Hall, H. Hunter, Jarrell, Kennedy, Luebke, Rogers, and Wright:

H.B. 221, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL WORKERS IN ALL "NONREGISTERED" DAY CARE THAT RECEIVES REIMBURSEMENT FROM THE STATE RECEIVE REGULARLY UPDATED PEDIATRIC CPR TRAINING, is referred to the Committee on Children, Youth and Families.

By Representatives Holt, Colton, and Warner:

H.B. 222, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE STATE BOARD OF EDUCATION FROM SETTING HIGHER CLASS SIZE MAXIMUMS FOR PHYSICAL EDUCATION CLASSES, is referred to the Committee on Education.

By Representatives Fitch, Bowman, Colton, Holt, H. Hunter, Jeffus, and Russell:

H.B. 223, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE ARC OF NORTH CAROLINA, FORMERLY THE ASSOCIATION FOR RETARDED CITIZENS, AND FOR THE LIFEGUARDIANSHIP PROGRAM, is referred to the Committee on Appropriations.

By Representatives Black, Bowman, Colton, Hall, Jeffus, Kuczmarski, Lemmond, and Sutton:

H.B. 224, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE NEED TO ESTABLISH A COLLEGE OF CHIROPRACTIC IN NORTH CAROLINA, AND TO MAKE AN APPROPRIATION THEREFOR, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives DeVane, Berry, Bowman, Culp, Flaherty, Gottovi, Hall, Jack Hunt, Mavretic, McCombs, Mitchell, Nichols, J. Preston, Richardson, Russell, Smith, Sutton, G. Thompson, Warner, and Wright:

H.B. 225, A BILL TO BE ENTITLED AN ACT TO ALLOW ADDITIONAL RETROACTIVE MEMBERSHIP IN THE NORTH CAROLINA FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, is referred to the Committee on Pensions and Retirement.

By Representatives D. Brown, Church, Green, Hill, H. Hunter, Michaux, Moore, Oldham, and Wilkins:

H.B. 226, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ERADICATE HYDRILLA IN LAKE GASTON, is referred to the Committee on Appropriations.

By Representatives Bowman, Jeffus, Lemmond, and Warner:

H.B. 227, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE COMPULSORY ATTENDANCE LAW, is referred to the Committee on Education.

By Representatives Hensley, Bowman, Colton, Hall, Jeffus, and Russell:

H.B. 228, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO PROHIBIT

THE COMMERCIAL DISSEMINATION OF SADISTIC VIDEOS TO MINORS, is referred to the Committee on Judiciary III.

By Representatives Hensley, Colton, Hall, and Jeffus:

H.B. 229, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION ADDING TRAINING SCHOOLS TO THE COMMITMENT OPTIONS WHEN COMMITMENT OF A JUVENILE FOR THIRTY DAYS OR LESS IS ORDERED, is referred to the Committee on Judiciary III.

By Representatives Hensley and Gottovi:

H.B. 230, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO REQUIRE THAT OPPORTUNITY TO BE HEARD BE PROVIDED A JUVENILE'S GUARDIAN AD LITEM PRIOR TO THE DISMISSAL OF THE PETITION ALLEGING ABUSE OR NEGLECT OF THE JUVENILE, TO ENSURE THE GUARDIAN AD LITEM'S STANDING TO REPRESENT THE JUVENILE, AND TO MAKE OTHER CHANGES NECESSARY TO PROTECT THE INTERESTS OF THE JUVENILE, is referred to the Committee on Judiciary III.

By Representative Hensley:

H.B. 231, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO REQUIRE THAT JUVENILE RECORDS BE AVAILABLE FOR SENTENCING, is referred to the Committee on Judiciary III.

By Representatives Mitchell, Arnold, Balmer, Berry, Bowman, Brawley, J. Brown, Culp, Daughtry, DeVane, Dockham, Ellis, Grady, Ives, Kuczmarski, Lemmond, McCombs, Mercer, Miner, Nichols, J. Preston, Sutton, Weatherly, and P. Wilson:

H.B. 232, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM THE HIGHWAY USE TAX FIRE TRUCKS AND RESCUE VEHICLES OWNED BY VOLUNTEER FIRE DEPARTMENTS AND VOLUNTEER RESCUE SQUADS, is referred to the Committee on Finance.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 103, A BILL TO BE ENTITLED AN ACT TO RAISE THE FORCE ACCOUNT LIMIT FOR THE CITY OF MOORESVILLE, is read the first time and referred to the Committee on Local and Regional Government II.

S.B. 149, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO A 1992 CHARTER AMENDMENT OF THE TOWN OF ORIENTAL, AND TO RESCHEDULE A REFERENDUM, is read the first time and referred to the Committee on Local and Regional Government I.

CALENDAR

Action is taken on the following:

H.J.R. 18, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF LUTHER REGINALD JERALDS, DISTINGUISHED STATE REPRESENTATIVE AND CITIZEN OF NORTH CAROLINA, passes its second reading, by electronic vote (106–0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

INTRODUCTION OF PAGES

Pages for the week of February 22–26 are introduced to the membership. They are: Mary Louise Blanton of Cleveland, Matthew Campbell of Durham, Helen Cornett of Transylvania, Joel Gupton of Brunswick, Steven Jones of Transylvania, Varnetta Jones of Cumberland, Tammy Lassiter of Wake, Jarvis Montague of Wake, Ronnetta Purdie of Cumberland, Kelly Turner of Wake, and Joel "Brian" Watkins of Durham.

On motion of Representative Jack Hunt, seconded by Representative Alphin, the House adjourns at 8:05 p.m. to reconvene February 23 at 1:00 p.m.

SEVENTEENTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, February 23, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker Pro Tempore.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 22 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Speaker Blue; Representatives Dickson, Howard, R. Hunter, and Kennedy for today.

ENROLLED BILL

The following is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 18, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF LUTHER REGINALD JERALDS, DISTINGUISHED STATE REPRESENTATIVE AND CITIZEN OF NORTH CAROLINA. (RESOLUTION 3)

REPORTS OF COMMITTEES

The following reports from standing committees are presented:

By Representative Hensley for the Committee on Judiciary III:

H.B. 210, A BILL TO BE ENTITLED AN ACT TO PROTECT THE CONFIDENTIALITY OF HOTLINE COMPLAINTS THAT THE AUDITOR TRANSMITS TO THE GENERAL ASSEMBLY FOR INVESTIGATION, with a favorable report.

By Representative Lutz for the Committee on Local and Regional Government II:

H.B. 144, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF GREENSBORO WITH RESPECT TO CONTRACT AWARD, LEASES, AND SETTLEMENT OF CLAIMS, with a favorable report.

S.B. 103, A BILL TO BE ENTITLED AN ACT TO RAISE THE FORCE ACCOUNT LIMIT FOR THE CITY OF MOORESVILLE, with a favorable report, as amended.

SUBCOMMITTEE REFERRALS

Representative Mavretic, Chair for the Standing Committee on Health and Human Services, refers:

H.B. 56, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE BOARD OF MEDICAL EXAMINERS TO ENTER INTO PEER REVIEW AGREEMENTS WITH THE ACADEMY OF PHYSICIAN ASSISTANTS, to the Permanent Subcommittee on Health Care and Access.

H.B. 129, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE CANCER COORDINATION AND CONTROL PROGRAM AND TO ESTABLISH THE ADVISORY COMMITTEE ON CANCER COORDINATION AND CONTROL TO THE SECRETARY OF THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES, to the Permanent Subcommittee on Human Services.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Colton, Alexander, Black, Bowman, Crawford, Easterling, Gardner, Gottovi, Gray, Holt, Ives, Jarrell, Jeffus, Luebke, McLawhorn, Mercer, Nichols, J. Preston, Rogers, and Russell:

H.B. 233, A BILL TO BE ENTITLED AN ACT TO REQUIRE LICENSURE OF MARRIAGE AND FAMILY THERAPISTS, is referred to the Committee on State Government.

By Representatives Balmer, Creech, Ives, Nichols, J. Preston, Russell, and Wood:

H.B. 234, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT NO LEGISLATIVE EMPLOYEE MAY RECEIVE A SALARY INCREASE EXCEPT BY ACTION OF THE LEGISLATIVE SERVICES COMMISSION AND THAT NO INCREASES IN SALARY MAY BE GRANTED FOR LEGISLATIVE EMPLOYEES UNLESS AUTHORIZED FOR STATE EMPLOYEES GENERALLY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Barnes, Bowman, Ives, Nichols, J. Preston, Russell, and Wood:

H.B. 235, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE THE BALANCE OF THE FUNDS FROM THE PROCEEDS OF THE TWO HUNDRED MILLION DOLLARS IN GENERAL OBLIGATION BONDS AUTHORIZED FOR THE CONSTRUCTION OF STATE PRISON AND YOUTH SERVICES FACILITIES AND TO RAISE THE PRISON POPULATION CAP, is referred to the Committee on Appropriations.

CALENDAR

Action is taken on the following:

House Committee Substitute for **S.B. 10**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CERTIFICATE OF NEED LAW.

Representative G. Miller offers Amendment No. 1 which is adopted by electronic vote (104–2).

On motion of Representative G. Miller, the vote by which Amendment No. 1 was adopted is reconsidered by electronic vote (104–2).

Pursuant to Rule 24.1B, Representative G. Miller requests a division of the amendment.

The new Amendment No. 1 is adopted by electronic vote (100–3).

Representative G. Miller offers Amendment No. 2 which is adopted by electronic vote (104–2).

Representative G. Miller calls the previous question on the passage of the bill and the call is sustained by electronic vote (94–10).

The bill, as amended, passes its second reading by electronic vote (88–17).

Representative Flaherty objects to the third reading. The bill remains on the Calendar.

On motion of Representative Jack Hunt, seconded by Representative Alexander, the House adjourns at 2:35 p.m. to reconvene February 24 at 2:00 p.m.

EIGHTEENTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, February 24, 1993

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 23 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Dickson, Howard, and R. Hunter for today.

SUBCOMMITTEE REFERRALS

Representative Redwine, Chair for the Standing Committee on Business and Labor, refers:

H.B. 186, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT PUBLICLY FUNDED JOB TRAINING PROGRAMS INCLUDE HEALTH AND SAFETY TRAINING, to the Permanent Subcommittee on Labor Relations and Employment.

H.B. 215, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RENTAL BOOTHS ARE NOT COSMETIC ART SHOPS, to the Permanent Subcommittee on Economic Expansion and Growth.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Mavretic:

H.B. 236, A BILL TO BE ENTITLED AN ACT TO ALLOW TAXPAYERS TO CONTRIBUTE TO THE STATE ABORTION FUND WHEN FILING THEIR INCOME TAX RETURNS, TO USE THESE CONTRIBUTIONS ALONG WITH OTHER CONTRIBUTIONS TO REPLACE STATE APPROPRIATIONS FOR ABORTIONS, AND TO CODIFY THE GUIDELINES USED IN DETERMINING WHO IS ELIGIBLE FOR ASSISTANCE FROM THE STATE ABORTION FUND, is referred to the Committee on Finance.

By Representatives Colton and Bowman:

H.B. 237, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A STUDY OF THE ADMINISTRATION OF THE STATE'S FLEXIBLE COMPENSATION PROGRAM FOR STATE EMPLOYEES, is referred to the Committee on Public Employees.

By Representatives Rogers, Edwards, Mavretic, McLawhorn, Mercer, and Smith:

H.B. 238, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE ACQUISITION OF LAND FOR EAST

CAROLINA UNIVERSITY, is referred to the Committee on Appropriations.

By Representatives Rogers, Edwards, Mavretic, McLawhorn, Mercer, and Smith:

H.B. 239, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR LIBRARY EXPANSION AT EAST CAROLINA UNIVERSITY, is referred to the Committee on Appropriations.

By Representatives Nye, Alphin, Arnold, Balmer, Barbee, Beall, Berry, Bowen, Bowie, Bowman, Brawley, J. Brown, Brubaker, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Edwards, Ellis, Esposito, Flaherty, Gamble, Gardner, Gottovi, Grady, Gray, Hall, Hayes, Hightower, Holmes, Howard, H. Hunter, Ives, Justus, Kuczmarski, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLawhorn, Mercer, Miner, Mitchell, Morgan, Nichols, Oldham, C. Preston, J. Preston, Redwine, Robinson, Rogers, Russell, Smith, Stamey, Stewart, Tallent, G. Thompson, R. Thompson, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood and Wright:

H.B. 240, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO ESTABLISH RIGHTS FOR VICTIMS OF CRIME, is referred to the Committee on Constitutional Amendments and Referenda.

By Representatives Nye and Jeffus:

H.B. 241, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE MEDICAID COVERAGE FOR CHILDREN WHO LIVE IN FAMILIES WITH INCOMES BELOW THE FEDERAL POVERTY LEVEL, is referred to the Committee on Appropriations.

By Representatives Nye, Bowman, Gottovi, Jeffus, Lemmond, Russell, and Wright:

H.B. 242, A BILL TO BE ENTITLED AN ACT TO PROVIDE IMMUNITY FOR EMPLOYEES OF COUNTY DEPARTMENTS OF SOCIAL SERVICES, is referred to the Committee on Judiciary II.

By Representatives Nye, Jeffus, Justus, Smith, and Wright:

H.B. 243, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE MEDICAID COVERAGE TO ELDERLY, BLIND, AND DISABLED INDIVIDUALS RECEIVING ASSISTANCE UNDER THE SUPPLEMENTAL SECURITY INCOME PROGRAM, TO PROVIDE MEDICAID COVERAGE TO AGED, BLIND, AND DISABLED PERSONS WHOSE COUNTABLE INCOME DOES NOT EXCEED ONE HUNDRED PERCENT OF THE FEDERAL POVERTY LEVEL, AND TO IMPLEMENT THE RECOMMENDATIONS OF THE MEDICAID RESOURCES STUDY, is referred to the Committee on Appropriations.

By Representative Nye:

H.B. 244, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO PAY THE

NONBETTERMENT COSTS OF RELOCATING UTILITIES OWNED BY CERTAIN COUNTIES WHEN THE RELOCATION IS REQUIRED BY HIGHWAY PROJECTS, is referred to the Committee on Transportation.

By Representatives Nye, Bowman, Gottovi, Jeffus, Russell, and Wright:

H.B. 245, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE MEDICAID COVERAGE FOR ADOPTED CHILDREN WITH SPECIAL NEEDS, is referred to the Committee on Appropriations.

By Representatives Morgan and DeVane:

H.J.R. 246, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF ABERDEEN ON ITS ONE-HUNDREDTH ANNIVERSARY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Holt, Bowman, and Oldham:

H.B. 247, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A PILOT PROGRAM TO ENCOURAGE A COMMUNITY/SCHOOL LINKED PHYSICAL FITNESS AND HEALTHFUL LIVING PILOT PROGRAM, is referred to the Committee on Appropriations.

By Representatives Holt and Bowman:

H.B. 248, A BILL TO BE ENTITLED AN ACT TO REAUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE ISSUE OF PHYSICAL FITNESS AMONG NORTH CAROLINA YOUTH, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives H. Hunter, Bowman, and Wright:

H.J.R. 249, A JOINT RESOLUTION TO IMPLEMENT A RECOMMENDATION OF THE MENTAL HEALTH STUDY COMMISSION ADOPTING THE CHILD AND ADOLESCENT ALCOHOL AND OTHER DRUG ABUSE PLAN AS POLICY GUIDANCE FOR THE DEVELOPMENT OF SERVICES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives H. Hunter and Wright:

H.J.R. 250, A JOINT RESOLUTION TO IMPLEMENT A RECOMMENDATION OF THE MENTAL HEALTH STUDY COMMISSION ENDORSING THE QUALITY IMPROVEMENT REPORT FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives H. Hunter and Wright:

H.J.R. 251, A JOINT RESOLUTION TO IMPLEMENT A RECOMMENDATION OF THE MENTAL HEALTH STUDY

COMMISSION ADOPTING THE COMPREHENSIVE PLAN FOR SERVICES AND SUPPORTS FOR PERSONS WITH DEVELOPMENTAL DISABILITIES AS POLICY GUIDANCE FOR THE DEVELOPMENT OF SERVICES, is referred to the Committee on Rules, Calendar, and Operations of the House.

PERMANENT SUBCOMMITTEE REPORT

The following report from permanent subcommittee is presented:

By Representative Green for the Permanent Subcommittee on Human Services of the Standing Committee on Health and Human Services, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 129, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE CANCER COORDINATION AND CONTROL PROGRAM AND TO ESTABLISH THE ADVISORY COMMITTEE ON CANCER COORDINATION AND CONTROL TO THE SECRETARY OF THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES, with a favorable report.

CALENDAR

Action is taken on the following:

H.B. 144, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF GREENSBORO WITH RESPECT TO CONTRACT AWARD, LEASES, AND SETTLEMENT OF CLAIMS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.B. 103, A BILL TO BE ENTITLED AN ACT TO RAISE THE FORCE ACCOUNT LIMIT FOR THE CITY OF MOORESVILLE.

On motion of Representative Mitchell, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

Committee Substitute for **H.B. 75**, A BILL TO BE ENTITLED AN ACT TO MAKE THE RULES FOR AN INTANGIBLES TAX FILING EXTENSION THE SAME AS FOR AN INDIVIDUAL INCOME TAX FILING EXTENSION, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Diamont,

Dockham, Easterling, Edwards, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilmoth, C. Wilson, P. Wilson, and Wright - 107.

Voting in the negative: Representatives Ellis, McLaughlin, and Wilkins - 3.

Excused absences: Representatives Dickson, Howard, and R. Hunter - 3.

House Committee Substitute for **S.B. 10**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CERTIFICATE OF NEED LAW.

Representative G. Miller offers Amendment No. 3 which is adopted by electronic vote (110-1).

Representative G. Miller calls the previous question on the passage of the bill and the call is sustained by electronic vote (98-13).

The bill, as amended, passes its third reading, by electronic vote (80-31), and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

H.B. 210, A BILL TO BE ENTITLED AN ACT TO PROTECT THE CONFIDENTIALITY OF HOTLINE COMPLAINTS THAT THE AUDITOR TRANSMITS TO THE GENERAL ASSEMBLY FOR INVESTIGATION, passes its second reading, by electronic vote (108-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

ADDENDA TO COMMITTEE ASSIGNMENTS OF FEBRUARY 4, 1993

The Speaker makes the following committee assignments:

AGRICULTURE: Add Representative C. Preston. Add Representative J. Brown as Vice Chair.

APPROPRIATIONS: Subcommittee on Justice and Public Safety, add Representative G. Thompson, remove Representative J. Preston. Subcommittee on Natural and Economic Resources, add Representative J. Preston, remove Representative G. Thompson.

BUSINESS AND LABOR: Subcommittee on Economic Expansion and Growth, add Representative Baddour. Subcommittee on Labor Relations and Employment, remove Representatives Baddour and Wood.

CONSTITUTIONAL AMENDMENTS AND REFERENDA: Add Representative Morgan.

COURTS AND JUSTICE: Add Representative Richardson. Add Representative Justus as Vice Chair.

ETHICS: Add Representative Tallent as Vice Chair.

HEALTH AND HUMAN SERVICES: Subcommittee on Health Care and Access, add Representatives Arnold, Hayes, B. Miller, and C. Wilson. Add Representative Judy Hunt as Vice Chair. Remove Representatives Crawford, Culp, Easterling, and Luebke. Subcommittee on Human Services, add Representatives Easterling and Culp. Add Representatives Esposito and H. Hunter as Vice Chairs. Remove Representatives Cummings, Jack Hunt, and B. Miller. Subcommittee on Aging, add Representative Cummings. Add Representatives Gardner and Lutz as Vice Chairs. Remove Representatives Arnold and Hayes.

INSURANCE: Add Representative Wainwright. Add Representative Dockham as Vice Chair. Remove Representative C. Wilson.

LOCAL AND REGIONAL GOVERNMENT I: Add Representative Rogers as Vice Chair. Remove Representative Bowen.

LOCAL AND REGIONAL GOVERNMENT II: Remove Representative C. Preston.

PUBLIC EMPLOYEES: Remove Representative Brawley.

PUBLIC UTILITIES: Add Representative Ives.

STATE GOVERNMENT: Add Representatives Barnhill, Smith, and Stewart as Vice Chairs. Subcommittee on Military, Veterans and Indian Affairs, add Representative J. Brown. Add Representative Wood as Vice Chair. Remove Representative J. Brown as Vice Chair.

TRANSPORTATION: Subcommittee on Highways, add Representative Barbee as Vice Chair.

On motion of Representative Jack Hunt, seconded by Representative Arnold, the House adjourns at 3:40 p.m. to reconvene February 25 at 1:00 p.m.

NINETEENTH DAY

HOUSE OF REPRESENTATIVES
Thursday, February 25, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 24 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Berry, Dickson, Fitch, Green, Howard, Jarrell, Jenkins, Michaux, Robinson, and P. Wilson for today.

REPORTS OF COMMITTEES

The following reports from standing committees are presented:

By Representative Cunningham for the Committee on Insurance:

H.B. 142, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR SCHOLARSHIPS FOR DEPENDENTS OF FIREMEN, with a favorable report.

By Representative R. Thompson for the Committee on Local and Regional Government I:

H.B. 157, A BILL TO BE ENTITLED AN ACT TO EXEMPT COLUMBUS COUNTY FROM CERTAIN STATUTORY REQUIREMENTS IN THE BUILDING OF A NEW SOCIAL SERVICES FACILITY, with a favorable report.

S.B. 149, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO A 1992 CHARTER AMENDMENT OF THE TOWN OF ORIENTAL, AND TO RESCHEDULE A REFERENDUM, with a favorable report.

By Representative R. Hunter for the Committee on Judiciary II:

H.B. 131, A BILL TO BE ENTITLED AN ACT TO EXTEND THE COVERAGE OF THE CURATIVE STATUTE FOR DEEDS OMITTING THE ORDER OF REGISTRATION, with a favorable report.

SUBCOMMITTEE REFERRAL

Representative Hightower, Chairman for the Standing Committee on State Government, refers:

H.B. 23, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE SECRETARY OF ADMINISTRATION TO ADOPT RULES DISTINGUISHING CONTRACTUAL SERVICES AND PERSONAL SERVICES, to the Permanent Subcommittee on Military, Veterans and Indian Affairs.

SUSPENSION OF RULE

Without objection, on motion of the Chair, Rule 5, Order of Business of the Day, is suspended.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 75**, A BILL TO BE ENTITLED AN ACT TO MAKE THE RULES FOR AN INTANGIBLES TAX FILING EXTENSION THE SAME AS FOR AN INDIVIDUAL INCOME TAX FILING EXTENSION, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barbee, Barnes, Barnhill, Beall, Bowen, Bowie, Bowman, Brawley, D. Brown, Brubaker, Burton, Church, Cole, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Diamont, Dockham, Edwards, Ellis, Esposito, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jeffus, Joye, Justus, Kinney, Kuczmarski, Lee, Luebke, McAllister, McCombs, McCrary, McLawhorn, Mercer, B. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, R. Thompson, Warner, Weatherly, Wilmoth, and Wright - 86.

Voting in the negative: Representative Wilkins.

Excused absences: Representatives Berry, Dickson, Fitch, Green, Howard, Jarrell, Jenkins, Lutz, Michaux, Robinson, and P. Wilson - 11.

H.B. 129, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE CANCER COORDINATION AND CONTROL PROGRAM AND TO ESTABLISH THE ADVISORY COMMITTEE ON CANCER COORDINATION AND CONTROL TO THE SECRETARY OF THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES, passes its second reading by electronic vote (89-0).

Representative Gray objects to the third reading. The bill remains on the Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Wood:

H.B. 252, A BILL TO BE ENTITLED AN ACT TO ALLOW THE GUILFORD COUNTY BOARD OF ELECTIONS TO ESTABLISH A "VOTE EARLY BUT NOT OFTEN" PROGRAM, is referred to the Committee on Local and Regional Government I.

By Representatives Barnes, Diamont, Gray, H. Hunter, Rogers, and Warner:

H.B. 253, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE IMPLEMENTATION OF THE PRINCIPAL FELLOWS PROGRAM RECOMMENDED BY THE EDUCATIONAL LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE, is referred to the Committee on Appropriations.

By Representatives Barnes, Bowman, Diamont, Gray, H. Hunter, Rogers, and Warner:

H.B. 254, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE EDUCATIONAL LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO ESTABLISH A PRINCIPAL FELLOWS PROGRAM TO ENCOURAGE EXCELLENCE IN THE RECRUITMENT OF CANDIDATES FOR EDUCATIONAL LEADERSHIP PROGRAMS, is referred to the Committee on Education.

By Representatives Barnes, Bowman, Gray, H. Hunter, Rogers, and Warner:

H.B. 255, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO COMPLETE THE ACTIVITIES OF THE TEACHER TRAINING TASK FORCE, AS RECOMMENDED BY THE TEACHER TRAINING TASK FORCE AND THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE, is referred to the Committee on Appropriations.

By Representatives Barnes, Black, Fussell, Gray, H. Hunter, McAllister, Rogers, and Warner:

H.B. 256, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE SCHOOLS TO IMPLEMENT EXTENDED SERVICES PROGRAMS, is referred to the Committee on Education.

By Representatives Barnes, Bowman, Diamont, Gray, Rogers, and Warner:

H.B. 257, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE EDUCATIONAL LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE CONCERNING SCHOOL ADMINISTRATOR PROGRAMS AT THE CONSTITUENT UNIVERSITY OF NORTH CAROLINA INSTITUTIONS, is referred to the Committee on Education.

By Representatives Barnes, Diamont, Gray, Rogers, and Warner:

H.B. 258, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE EDUCATION LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO PLAN FOR THE ESTABLISHMENT OF A SCHOOL LEADERSHIP ACADEMY TO ENHANCE THE QUALITY OF ONGOING PROFESSIONAL DEVELOPMENT FOR SCHOOL ADMINISTRATORS, is referred to the Committee on Education.

By Representatives Smith, Bowman, Grady, James, Redwine, and R. Thompson:

H.B. 259, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA FOR THE SEAFOOD

LABORATORY PROGRAM AT NORTH CAROLINA STATE UNIVERSITY, is referred to the Committee on Appropriations.

By Representative Bowman:

H.B. 260, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT THE PIEDMONT AGRICULTURAL MARKETING AND PROCESSING CENTER IN GUILFORD COUNTY, is referred to the Committee on Appropriations.

By Representatives Colton, Barnhill, Beall, Black, Brubaker, Cole, Culp, Cunningham, Decker, Dickson, Easterling, Fitch, Flaherty, Gist, Gottovi, Gray, Holt, Howard, H. Hunter, Ives, James, Jarrell, Kennedy, Lemmond, Luebke, McAllister, McLawhorn, Mercer, Michaux, Mitchell, Oldham, J. Preston, Stamey, Wainwright, and P. Wilson:

H.B. 261, A BILL TO BE ENTITLED AN ACT REGULATING THE PRACTICE OF ACUPUNCTURE, is referred to the Committee on Judiciary I.

By Representatives Colton, Gray, Luebke, B. Miller, Morgan, Stamey, and Wilmoth:

H.B. 262, A BILL TO BE ENTITLED AN ACT TO REQUIRE LOBBYISTS OF THE EXECUTIVE BRANCH OF STATE GOVERNMENT TO REGISTER AND FILE EXPENSE REPORTS WITH THE SECRETARY OF STATE, TO MAKE OTHER CLARIFYING AMENDMENTS TO THE LOBBYING LAW, AND TO MAKE AN APPROPRIATION THEREFOR, is referred to the Committee on Ethics.

By Representative Nesbitt:

H.B. 263, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES REGULATING CENTRALIZED MOTOR FLEET MANAGEMENT, is referred to the Committee on State Government.

By Representative Nesbitt:

H.B. 264, A BILL TO BE ENTITLED AN ACT REGARDING THE USE OF RECEIPTS BY THE EAST CAROLINA UNIVERSITY SCHOOL OF MEDICINE, is referred to the Committee on Appropriations.

By Representative Edwards:

H.B. 265, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE CITY OF WASHINGTON FROM ARTICLE 12, CHAPTER 160A OF THE GENERAL STATUTES IN THE CONVEYANCE OF CERTAIN REAL ESTATE TO THE GREATER WASHINGTON CHAMBER OF COMMERCE, INC., is referred to the Committee on Local and Regional Government I.

By Representative Diamont:

H.B. 266, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE CERTIFIED INTERIOR DESIGNERS TITLE REGISTRATION ACT, is referred to the Committee on State Government.

By Representatives Diamont and Stamey:

H.B. 267, A BILL TO BE ENTITLED AN ACT TO MAKE THE JOINT LEGISLATIVE FISCAL TRENDS AND REFORM STUDY COMMISSION A STATUTORY STUDY COMMISSION, TO ESTABLISH A SUBCOMMITTEE OF THE COMMISSION TO STUDY THE FISCAL RELATIONSHIP BETWEEN THE STATE AND LOCAL GOVERNMENTS, AND TO APPROPRIATE ONE HUNDRED THOUSAND DOLLARS TO THE COMMISSION FOR THE 1993–95 BIENNIUM, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Diamont and Stamey:

H.B. 268, A BILL TO BE ENTITLED AN ACT TO RECODIFY MANY OF THE PROVISIONS OF THE EXECUTIVE BUDGET ACT INTO A STATE BUDGET AND FISCAL CONTROL ACT THAT REVISES AND CLARIFIES THE PROCEDURES FOR ADOPTING A STATE BUDGET, FOR ACCOUNTING FOR STATE RESOURCES, AND FOR REPORTING STATE FINANCIAL INFORMATION AND TO ALLOW THE TRANSFER OF FUNDS FROM THE HIGHWAY TRUST FUND TO THE GENERAL FUND TO BE DONE ANNUALLY, is referred to the Committee on Appropriations.

By Representative Diamont, Speaker Blue; Representatives Barnes, Hackney, Hensley, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 269, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO REQUIRE TEACHERS TO TAKE COURSES IN THEIR CONTENT AREA, is referred to the Committee on Education.

By Representative Diamont, Speaker Blue; Representatives Barnes, Hackney, Hensley, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 270, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO REWARD TEACHERS FOR TAKING COURSES IN THEIR CONTENT AREA, is referred to the Committee on Appropriations.

By Representative Diamont, Speaker Blue; Representatives Barnes, Hackney, Hensley, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 271, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO DIRECT THE GOVERNOR TO STUDY THE ORGANIZATION OF STATE AGENCIES THAT REGULATE FINANCIAL INSTITUTIONS, is referred to the Committee on Financial Institutions.

By Representative Diamont, Speaker Blue; Representatives Barnes, Hackney, Hensley, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 272, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO RESTRUCTURE THE CHILD SUPPORT SYSTEM IN NORTH CAROLINA, is referred to the Committee on Courts and Justice.

By Representative Diamont, Speaker Blue; Representatives Barnes, Hackney, Hensley, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 273, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING PUBLIC SCHOOL FUNDING, is referred to the Committee on Appropriations.

By Representative Diamont, Speaker Blue; Representatives Barnes, Hackney, Hensley, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 274, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING THE DEPARTMENT OF CORRECTION, is referred to the Committee on Appropriations.

By Representative Diamont, Speaker Blue; Representatives Hensley, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 275, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO DISCONTINUE LONGEVITY PAY SCHEDULES, BUT TO ALLOW EMPLOYEES AND OFFICERS CURRENTLY RECEIVING LONGEVITY TO CONTINUE TO RECEIVE IT AT A FROZEN LEVEL, is referred to the Committee on Public Employees.

By Representatives Crawford, Colton, Green, Hensley, H. Hunter, Justus, McLawhorn, Nesbitt, and P. Wilson:

H.B. 276, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE ALZHEIMER'S ASSOCIATIONS, is referred to the Committee on Appropriations.

By Representatives Barnes and Redwine:

H.B. 277, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STRUCTURED SENTENCING IN NORTH CAROLINA CONSISTENT WITH THE STANDARD OPERATING CAPACITY OF THE DEPARTMENT OF CORRECTION AND LOCAL CONFINEMENT FACILITIES, is referred to the Committee on Judiciary III.

By Representatives Barnes and Redwine:

H.B. 278, A BILL TO BE ENTITLED AN ACT TO CLASSIFY MISDEMEANORS AS RECOMMENDED BY THE NORTH

CAROLINA SENTENCING AND POLICY ADVISORY COMMISSION, is referred to the Committee on Judiciary III.

By Representatives Barnes and Redwine:

H.B. 279, A BILL TO BE ENTITLED AN ACT TO RECLASSIFY SOME FELONIES AS RECOMMENDED BY THE NORTH CAROLINA SENTENCING AND POLICY ADVISORY COMMISSION, is referred to the Committee on Judiciary III.

By Representatives Barnes and Redwine:

H.B. 280, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STRUCTURED SENTENCING IN NORTH CAROLINA, is referred to the Committee on Judiciary III.

By Representatives Barnes and Redwine:

H.B. 281, A BILL TO BE ENTITLED AN ACT TO CREATE A STATE-COUNTY CRIMINAL JUSTICE PARTNERSHIP IN NORTH CAROLINA, is referred to the Committee on Judiciary III.

By Representatives Colton, Gray, Hensley, Kuczmarski, Luebke, B. Miller, Morgan, Stamey, and Wilmoth:

H.B. 282, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A STATE ETHICS COMMISSION, TO ESTABLISH ETHICAL STANDARDS FOR PUBLIC OFFICERS AND PUBLIC EMPLOYEES, TO REQUIRE PUBLIC DISCLOSURE OF ECONOMIC INTERESTS, TO MAKE CONFORMING CHANGES, TO MAKE AN APPROPRIATION THEREFOR, AND TO MAKE PERMANENT THE REQUIREMENT THAT NONPROFIT ENTITIES RECEIVING STATE FUNDS ADOPT A CONFLICTS OF INTEREST POLICY, is referred to the Committee on Ethics.

By Representatives R. Hunter and Hensley (by request); and Russell:

H.B. 283, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO ESTABLISH A PILOT PROGRAM UNDER THE ADMINISTRATIVE OFFICE OF THE COURTS REGARDING JUVENILE COURT JURISDICTION OVER JUVENILES BETWEEN SIXTEEN AND EIGHTEEN YEARS OF AGE WHO ARE BEYOND THE DISCIPLINARY CONTROL OF THEIR PARENTS, is referred to the Committee on Judiciary II.

By Representatives Barnes, Diamont, Gray, and Rogers:

H.B. 284, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE EDUCATIONAL LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO ESTABLISH AN INDEPENDENT STANDARDS BOARD FOR SCHOOL ADMINISTRATION AND TO ALLOW THAT BOARD TO CHARGE EXAMINATION FEES, is referred to the Committee on Education.

By Representatives Barnes, Diamont, Gray, and Rogers:

H.B. 285, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE PROFESSIONAL STANDARDS BOARD

FOR SCHOOL ADMINISTRATORS RECOMMENDED BY THE EDUCATIONAL LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE, is referred to the Committee on Appropriations.

By Representatives Barnes, Diamont, Gray, and Rogers:

H.B. 286, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE SCHOOL ADMINISTRATOR PROGRAMS AT THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA RECOMMENDED BY THE EDUCATIONAL LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE, is referred to the Committee on Appropriations.

By Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 287, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING PUBLIC SCHOOL STAFF DEVELOPMENT, is referred to the Committee on Education.

By Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 288, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING PERSONNEL POLICY, is referred to the Committee on Public Employees:

By Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 289, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO STUDY THE FEASIBILITY OF STREAMLINING THE REGIONAL ORGANIZATIONAL STRUCTURE FOR PUBLIC HEALTH PROGRAMS, AND TO REEXAMINE THE ORGANIZATIONAL PLACEMENT OF PUBLIC HEALTH PROGRAMS IN THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 290, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING THE GENERAL ASSEMBLY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 291, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT

PERFORMANCE AUDIT COMMITTEE.–1, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 292, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING THE CONTINUUM OF EDUCATION IN NORTH CAROLINA, is referred to the Committee on Education.

By Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 293, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO ESTABLISH AN OFFICE FOR HEALTH CARE WITHIN THE GOVERNOR'S OFFICE, is referred to the Committee on Health and Human Services.

By Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 294, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING ECONOMIC DEVELOPMENT, is referred to the Committee on Business and Labor.

By Representatives Sutton, Cummings, DeVane, Hill, H. Hunter, and James:

H.B. 295, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A NEW GOLF COURSE IN ROBESON COUNTY AND TO ALLOW THE CONSTRUCTION OF THE NORTH CAROLINA INDIAN CULTURAL CENTER UPON COMPLETION OF THAT GOLF COURSE, TO EXTEND THE DATE BY WHICH THE NORTH CAROLINA INDIAN CULTURAL CENTER, INC., IS REQUIRED TO ENTER A LEASE WITH THE STATE OF NORTH CAROLINA, AND TO ALLOW THE RECEIPT OF PLEDGES TO SATISFY THE FUND-RAISING CONDITION TO BE INCLUDED IN THAT LEASE, is referred to the Committee on Appropriations.

By Representatives Morgan and DeVane:

H.J.R. 296, A JOINT RESOLUTION RECOGNIZING PINEHURST AS THE GOLF CAPITAL OF THE WORLD, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Redwine, James, and Stamey:

H.B. 297, A BILL TO BE ENTITLED AN ACT TO REQUIRE A LICENSE TO SELL FISH TAKEN FROM COASTAL FISHING WATERS AND TO AMEND OTHER MARINE FISHERIES STATUTES, is referred to the Committee on Agriculture.

By Representatives Redwine, James, and Stamey:

H.B. 298, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE SECRETARY OF THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES FOR START-UP COSTS FOR A LICENSE TO SELL FISH, is referred to the Committee on Appropriations.

By Representative Hensley, Speaker Blue; Representatives Barnes, Diamont, Hackney, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 299, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING THE DEPARTMENT OF REVENUE, is referred to the Committee on Appropriations.

By Representative Hensley, Speaker Blue; Representatives Diamont, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 300, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING STATE EMPLOYEE HEALTH BENEFITS, is referred to the Committee on Public Employees.

By Representative Hensley, Speaker Blue; Representatives Barnes, Diamont, Hackney, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 301, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO CONSOLIDATE NORTH CAROLINA'S COMMUNITY CORRECTIONS PROGRAMS, is referred to the Committee on Appropriations.

By Representative Hensley, Speaker Blue; Representatives Barnes, Diamont, Hackney, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 302, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO STUDY THE FUNDING FOR THE SCHOOLS FOR THE DEAF, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Hensley, Speaker Blue; Representatives Barnes, Diamont, Hackney, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 303, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO FOCUS STATE AID FOR STUDENTS ATTENDING PRIVATE COLLEGES, is referred to the Committee on Education.

By Representative Hensley, Speaker Blue; Representatives Barnes, Diamont, Hackney, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 304, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING TEACHER CERTIFICATION, is referred to the Committee on Education.

By Representatives Lutz, Diamont, Easterling, Esposito, Fitch, Holt, H. Hunter, Luebke, McLaughlin, Nesbitt, Nye, and Redwine:

H.B. 305, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE MENTAL HEALTH STUDY COMMISSION FURTHER CONTINUING THE MENTAL HEALTH STUDY COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Hensley, Speaker Blue; Representatives Barnes, Diamont, Hackney, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 306, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING STATE PURCHASING ACTIVITIES, is referred to the Committee on Appropriations.

By Representative Nesbitt, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, G. Miller, and Robinson (by request); and Stamey:

H.B. 307, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING HIGHWAY FUND POLICY, is referred to the Committee on Appropriations.

By Representative Nesbitt, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, G. Miller, and Robinson (by request):

H.B. 308, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO MODIFY POWERS AND DUTIES OF THE INFORMATION RESOURCE MANAGEMENT COMMISSION AND TO ESTABLISH VARIOUS AGENCY INFORMATION RESOURCE AND TELECOMMUNICATIONS MANAGEMENT FUNCTIONS, is referred to the Committee on Appropriations.

By Representative Nesbitt, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, G. Miller, and Robinson (by request):

H.B. 309, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO DIRECT THE GOVERNOR TO CONDUCT ORGANIZATIONAL AND STAFFING ANALYSES OF

STATE AGENCIES, is referred to the Committee on State Government.

By Representative Nesbitt, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, G. Miller, and Robinson (by request):

H.B. 310, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING THE OFFICE OF ADMINISTRATIVE HEARINGS, is referred to the Committee on Judiciary III.

By Representative Nesbitt, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, G. Miller, and Robinson (by request):

H.B. 311, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO REVIEW THE LATERAL ENTRY PROCESS FOR SCHOOL ADMINISTRATORS, is referred to the Committee on Education.

By Representative Nesbitt, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, G. Miller, and Robinson (by request):

H.B. 312, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO DIRECT THE GOVERNOR TO STUDY BUTNER PUBLIC SAFETY, is referred to the Committee on State Government.

By Representative Nesbitt, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, G. Miller, and Robinson (by request):

H.B. 313, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING MEDICAID, is referred to the Committee on Appropriations.

By Representative G. Miller, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, Nesbitt, and Robinson (by request):

H.B. 314, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING CERTIFICATES OF NEED, is referred to the Committee on Health and Human Services.

By Representative G. Miller, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, Nesbitt, and Robinson (by request):

H.B. 315, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT

PERFORMANCE AUDIT COMMITTEE REGARDING THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM, is referred to the Committee on Education.

By Representative G. Miller, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, Nesbitt, and Robinson (by request):

H.B. 316, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO CONSOLIDATE THE ADMINISTRATION OF THE STATE'S WORKERS' COMPENSATION PROGRAM AND TO CREATE THE STATE GOVERNMENT WORKERS' COMPENSATION OFFICE, is referred to the Committee on Judiciary I.

By Representative G. Miller, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, Nesbitt, and Robinson (by request):

H.B. 317, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO ESTABLISH SUNSET DATES FOR ALL STATE BOARDS AND COMMISSIONS, is referred to the Committee on State Government.

By Representatives James, H. Hunter, Rogers, and R. Thompson:

H.B. 318, A BILL TO BE ENTITLED AN ACT TO ADOPT THE HERTFORD COUNTY WATERMELON FESTIVAL AS THE NORTH CAROLINA WATERMELON FESTIVAL AND TO DECLARE THAT THE FESTIVAL BE HELD ANNUALLY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives James and R. Thompson:

H.B. 319, A BILL TO BE ENTITLED AN ACT TO EXTEND THE BEAR HUNTING SEASON IN PASQUOTANK AND CAMDEN COUNTIES, is referred to the Committee on Local and Regional Government I.

By Representative James:

H.B. 320, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PROHIBITIONS ON HUNTING MALE DEER ON THE OUTER BANKS OF CURRITUCK COUNTY AND ON BEAR HUNTING IN CURRITUCK COUNTY, AND TO AUTHORIZE SEASONS FOR TAKING DEER WITH SHOTGUNS ON A PORTION OF THE OUTER BANKS OF CURRITUCK COUNTY AND FOR HUNTING BLACK BEARS IN CURRITUCK COUNTY, is referred to the Committee on Local and Regional Government I.

By Representative G. Miller, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, Nesbitt, and Robinson (by request); and Colton:

H.B. 321, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO AMEND THE CONSTITUTION TO CHANGE THE STATE BOARD OF EDUCATION APPOINTMENT PROCESS AND TO AUTHORIZE THE STATE BOARD OF EDUCATION TO APPOINT THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION, is referred to the Committee on Education.

By Representative G. Miller, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, Nesbitt, and Robinson (by request); and Colton:

H.B. 322, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING INFORMATION TECHNOLOGY, is referred to the Committee on Appropriations.

By Representative G. Miller, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, Nesbitt, and Robinson (by request); Colton and Stamey:

H.B. 323, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING REORGANIZATION OF THE DEPARTMENT OF TRANSPORTATION, is referred to the Committee on Transportation.

By Representative Diamont, Speaker Blue; Representatives Hensley, H. Hunter, G. Miller, Nesbitt, and Robinson (by request); and Colton:

H.B. 324, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO EQUALIZE LONGEVITY PAY SCHEDULES, EXCEPT AS LIMITED BY THE NORTH CAROLINA CONSTITUTION, is referred to the Committee on Public Employees.

By Representative Diamont, Speaker Blue; Representatives Hensley, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 325, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO EQUALIZE THE LONGEVITY PAY SCHEDULES, EXCEPT AS LIMITED BY THE NORTH CAROLINA CONSTITUTION BUT TO ALLOW EMPLOYEES AND OFFICERS CURRENTLY RECEIVING LONGEVITY AT A HIGHER LEVEL TO CONTINUE TO RECEIVE IT AT A FROZEN LEVEL, is referred to the Committee on Public Employees.

By Representative Diamont, Speaker Blue; Representatives Barnes, Hackney, Hensley, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 326, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE.-3, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Diamont, Speaker Blue; Representatives Hensley, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 327, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO DISCONTINUE LONGEVITY PAY SCHEDULES, EXCEPT AS LIMITED BY THE NORTH CAROLINA CONSTITUTION, is referred to the Committee on Public Employees.

By Representative Diamont, Speaker Blue; Representatives Barnes, Hackney, Hensley, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 328, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO REWARD TEACHERS FOR TAKING COURSES IN THEIR CONTENT AREA, is referred to the Committee on Education.

By Representative Diamont, Speaker Blue; Representatives Barnes, Hackney, Hensley, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 329, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO REWARD TEACHERS FOR TAKING COURSES IN THEIR CONTENT AREA, is referred to the Committee on Education.

By Representative Diamont, Speaker Blue; Representatives Barnes, Hackney, Hensley, H. Hunter, G. Miller, Nesbitt, and Robinson (by request):

H.B. 330, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING PLANNING, BUDGETING AND PROGRAM EVALUATION, is referred to the Committee on Appropriations.

By Representatives Nye and H. Hunter:

H.B. 331, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE DEVELOPMENT OF A NEW METHODOLOGY FOR VENDOR PAYMENTS, INCLUDING PAYMENTS FOR DOMICILIARY CARE FACILITIES, is referred to the Committee on Appropriations.

By Representatives Nye and H. Hunter:

H.B. 332, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEVELOPMENT OF A NEW METHODOLOGY FOR VENDOR PAYMENTS FOR DOMICILIARY CARE FACILITIES, is referred to the Committee on Appropriations.

By Representatives Nye and H. Hunter:

H.B. 333, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE TEACCH PROGRAM, WHICH PROVIDES

EDUCATION AND TREATMENT TO CHILDREN AND ADULTS WITH AUTISM AND OTHER COMMUNICATION HANDICAPS, is referred to the Committee on Appropriations.

By Representatives Nye and H. Hunter:

H.B. 334, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE OPERATION OF THE SUMMER CAMP FOR AUTISTIC CHILDREN AND ADULTS, is referred to the Committee on Appropriations.

By Representatives Nye and H. Hunter:

H.B. 335, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A PERMANENT CAMP AND CONFERENCE CENTER FOR AUTISTIC CHILDREN AND ADULTS, is referred to the Committee on Appropriations.

By Representative H. Hunter, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, G. Miller, Nesbitt, and Robinson (by request):

H.B. 336, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO TRANSFER TO THE DEPARTMENT OF LABOR MAJOR WORKER TRAINING PROGRAMS AND OTHER LABOR-RELATED FUNCTIONS CURRENTLY ESTABLISHED IN OTHER STATE DEPARTMENTS OR AGENCIES, is referred to the Committee on Business and Labor.

By Representative H. Hunter, Speaker Blue; Representatives Barnes, Diamont, Hensley, G. Miller, Nesbitt, and Robinson (by request):

H.B. 337, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO ELIMINATE THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY AND PLACE ITS DIVISIONS WITHIN THE APPROPRIATE DEPARTMENTS, is referred to the Committee on Appropriations.

By Representative H. Hunter, Speaker Blue; Representatives Barnes, Diamont, Hensley, G. Miller, Nesbitt, and Robinson (by request):

H.B. 338, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO PHASE OUT DIVISION OF MOTOR VEHICLES LAW ENFORCEMENT, is referred to the Committee on Appropriations.

By Representatives Gist, Bowie, Burton, Jarrell, Jeffus, and Wood:

H.B. 339, A BILL TO BE ENTITLED AN ACT TO AMEND THE MONETARY LIMITS FOR PURPOSES OF COMPLYING WITH FORMAL BIDDING REQUIREMENTS BY THE CITY OF GREENSBORO, is referred to the Committee on Local and Regional Government II.

By Representative H. Hunter, Speaker Blue; Representatives Diamont, Hensley, G. Miller, Nesbitt, and Robinson (by request):

H.B. 340, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING THE UNIVERSITY OF NORTH CAROLINA, is referred to the Committee on Education.

By Representative H. Hunter, Speaker Blue; Representatives Diamont, Hensley, G. Miller, Nesbitt, and Robinson (by request):

H.B. 341, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE WITH REGARDS TO COMPENSATION AND BENEFITS PROVIDED BY THE STATE.–3, is referred to the Committee on Public Employees.

By Representative H. Hunter, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, G. Miller, Nesbitt, and Robinson (by request):

H.B. 342, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING THE ORGANIZATION AND STAFFING OF THE DEPARTMENT OF HUMAN RESOURCES, is referred to the Committee on Appropriations.

By Representative H. Hunter, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, G. Miller, Nesbitt, and Robinson (by request):

H.B. 343, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO REDIRECT STAFF POSITIONS IN THE DIVISION OF PURCHASE AND CONTRACT OF THE DEPARTMENT OF ADMINISTRATION, is referred to the Committee on Appropriations.

By Representative H. Hunter, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, G. Miller, Nesbitt, and Robinson (by request):

H.B. 344, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO REDUCE THE STAFF OF THE DIVISION OF PURCHASE AND CONTRACT OF THE DEPARTMENT OF ADMINISTRATION, is referred to the Committee on Appropriations.

By Representative Balmer:

H.B. 345, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT ALL OF THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE, is referred to the Committee on Appropriations.

By Representatives Tallent, Barbee, Gardner, Hayes, and McCombs:

H.B. 346, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ALCOHOLIC BEVERAGE ELECTIONS IN CITIES LOCATED IN TWO OR MORE COUNTIES, is referred to the Committee on Judiciary I.

By Representatives Cunningham, Barnhill, Beall, Black, Brawley, Brubaker, Cole, Colton, Culp, Cummings, Decker, Easterling, Fitch, Flaherty, Gist, Holt, Howard, H. Hunter, Ives, James, Jarrell, Justus, Kennedy, Lemmond, Luebke, McAllister, McLawhorn, Michaux, Mitchell, Oldham, J. Preston, Stamey, R. Thompson, Wainwright, and P. Wilson:

H.B. 347, A BILL TO BE ENTITLED AN ACT REGULATING THE PRACTICE OF COMPLEMENTARY MEDICINE, is referred to the Committee on Judiciary I.

By Representatives Easterling, Alexander, Arnold, Balmer, Barnhill, Berry, Black, Bowie, Brawley, Colton, Crawford, Cunningham, Dickson, Esposito, Fitch, Flaherty, Gist, H. Hunter, Ives, Jarrell, Jeffus, Joye, Kennedy, Kuczmarski, Lemmond, Luebke, Mavretic, McAllister, McCombs, McLaughlin, Michaux, G. Miller, Nesbitt, Oldham, C. Preston, Robinson, Stamey, G. Thompson, R. Thompson, Wainwright, Warner, and C. Wilson:

H.B. 348, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A GRASSROOTS SCIENCE PROGRAM BY THE MUSEUM OF NATURAL SCIENCES TO IMPROVE STATE PROGRAMS IN SCIENCE EDUCATION, is referred to the Committee on Appropriations.

By Representatives Easterling, Alexander, Barnhill, Colton, Cummings, Cunningham, Fitch, Gottovi, Holt, H. Hunter, Jarrell, Jeffus, Kuczmarski, Lemmond, Luebke, McAllister, McLawhorn, B. Miller, Rogers, Smith, Stamey, R. Thompson, and Warner:

H.B. 349, A BILL TO BE ENTITLED AN ACT TO LOWER THE STAFF/CHILD RATIOS AND GROUP SIZE FOR INFANTS AND TODDLERS IN CHILD CARE, is referred to the Committee on Children, Youth and Families.

By Representatives Easterling, Alexander, Barnhill, Colton, Cummings, Cunningham, Fitch, Gottovi, Holt, Jeffus, Kuczmarski, Lemmond, Luebke, McAllister, McLawhorn, Stamey, and Warner:

H.B. 350, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO EXPAND THE AID TO FAMILIES WITH DEPENDENT CHILDREN'S EMERGENCY ASSISTANCE, is referred to the Committee on Appropriations.

By Representatives Easterling, Colton, Cunningham, Diamont, Fitch, Jarrell, Jeffus, Kuczmarski, Lemmond, Luebke, Redwine, Smith, and R. Thompson:

H.B. 351, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK

FORCE TO APPROPRIATE FUNDS FOR CHILD MALTREATMENT EVALUATION AND EDUCATION CENTERS, is referred to the Committee on Appropriations.

By Representatives Easterling, Alexander, Colton, Cunningham, Diamont, Fitch, H. Hunter, Jarrell, Jeffus, Lemmond, Luebke, Redwine, Smith, and R. Thompson:

H.B. 352, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO REQUIRE THE DIVISION OF SOCIAL SERVICES CONVENE A COMMITTEE TO DEVELOP A CHILD MEDICAL AND MENTAL HEALTH EVALUATION PLAN, is referred to the Committee on Children, Youth and Families.

By Representatives Easterling, Beall, Black, Brubaker, Cole, Colton, Culp, Cunningham, Decker, Flaherty, Gist, Holt, H. Hunter, James, Kennedy, Lemmond, Mitchell, Oldham, J. Preston, Stamey, Wainwright, and P. Wilson:

H.B. 353, A BILL TO BE ENTITLED AN ACT REGULATING THE PRACTICE OF NATUROPATHY, is referred to the Committee on Judiciary I.

By Representatives Easterling, Barnhill, Colton, Cummings, Cunningham, Gardner, Gottovi, Lemmond, and McAllister:

H.B. 354, A BILL TO BE ENTITLED AN ACT TO ESTABLISH STAFFING GOALS FOR STUDENT SERVICES PROFESSIONALS IN THE PUBLIC SCHOOLS, is referred to the Committee on Education.

By Representatives Easterling, Colton, Cunningham, Diamont, Gottovi, Jeffus, Kuczmarski, and Lemmond:

H.B. 355, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO APPROPRIATE FUNDS FOR CHILD PROTECTIVE SERVICES' SUPPORT SERVICES, is referred to the Committee on Appropriations.

By Representatives Easterling, Colton, Gardner, Gottovi, Holt, Lemmond, McAllister, Stamey, and Warner:

H.B. 356, A BILL TO BE ENTITLED AN ACT TO MAKE THE PRESENCE OF A CHILD UNDER THE AGE OF SIXTEEN IN A VEHICLE DRIVEN BY A PERSON CONVICTED OF DRIVING WHILE IMPAIRED A GROSSLY AGGRAVATING FACTOR IN SENTENCING, is referred to the Committee on Judiciary II.

By Representatives Easterling, Alexander, Bowie, Colton, Cunningham, Diamont, Fitch, Holt, Jeffus, Lemmond, Luebke, Redwine, and Smith:

H.B. 357, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK

FORCE TO REQUIRE DISTRICT COURT JUDGES OBTAIN CERTIFICATION IN ORDER TO HEAR FAMILY AND JUVENILE CASES, is referred to the Committee on Courts and Justice.

By Representatives Easterling, Colton, Cunningham, Diamont, Fitch, Gottovi, Jarrell, Jeffus, Lemmond, Luebke, Redwine, Smith, and R. Thompson:

H.B. 358, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS OF THE CHILD FATALITY TASK FORCE TO ENCOURAGE PROSECUTORIAL CHILD PROTECTION INITIATIVES, is referred to the Committee on Courts and Justice.

By Representatives Easterling, Colton, Cunningham, Diamont, Fitch, Gottovi, Holt, Jarrell, Jeffus, Kuczmarski, Lemmond, Luebke, Redwine, and Smith:

H.B. 359, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO PHASE IN A STATEWIDE MULTIDISCIPLINARY, MULTIAGENCY CHILD FATALITY REVIEW AND PREVENTION SYSTEM, is referred to the Committee on Children, Youth and Families.

By Representatives Easterling, Colton, Fitch, Jarrell, Jeffus, Lemmond, and Luebke:

H.B. 360, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE CENTER FOR HEALTH STATISTICS TO CONDUCT RESEARCH AS RECOMMENDED BY THE CHILD FATALITY TASK FORCE, is referred to the Committee on Health and Human Services.

By Representatives Easterling, Colton, Cunningham, Diamont, Fitch, Gottovi, Holt, Jarrell, Jeffus, Lemmond, Luebke, Redwine, and R. Thompson:

H.B. 361, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO MANDATE MAXIMUM CASE LOAD AND OTHER STANDARDS FOR CHILD PROTECTIVE SERVICES WORKERS AND TO APPROPRIATE FUNDS, is referred to the Committee on Appropriations.

By Representatives Easterling, Colton, Cunningham, Diamont, Fitch, Gottovi, Jarrell, Jeffus, Kuczmarski, Lemmond, Luebke, and Redwine:

H.B. 362, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO APPROPRIATE FUNDS TO PROVIDE FOR FAMILY PRESERVATION SERVICES IN EVERY COUNTY, is referred to the Committee on Appropriations.

By Representatives Easterling, Colton, Cunningham, Diamont, Fitch, Gottovi, H. Hunter, Jarrell, Jeffus, Lemmond, Luebke, Redwine, and Smith:

H.B. 363, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO DEVELOP JOINT TRAINING ON CHILD ABUSE AND NEGLECT INVESTIGATIONS AND CRIMINAL PROSECUTION, is referred to the Committee on Children, Youth and Families.

By Representatives Easterling, Alexander, Barnhill, Colton, Cunningham, Diamont, Gottovi, Jeffus, Kuczmarski, and Lemmond:

H.B. 364, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO AMEND THE JUVENILE LAW AND OTHER LAWS TO PROTECT CHILDREN MORE EFFECTIVELY FROM ABUSE, NEGLECT, AND DEPENDENCY, is referred to the Committee on Judiciary II.

By Representatives Easterling, Barnhill, Colton, Cunningham, Holt, Jeffus, and Lemmond:

H.B. 365, A BILL TO BE ENTITLED AN ACT TO REQUIRE PUBLIC SCHOOL CHILDREN TO RECEIVE A HEALTH ASSESSMENT BEFORE ENTRY INTO KINDERGARTEN, is referred to the Committee on Health and Human Services.

By Representatives Easterling, Gardner, McAllister, and Morgan:

H.B. 366, A BILL TO BE ENTITLED AN ACT TO REDUCE THE LEGAL LIMIT OF BLOOD ALCOHOL FROM 0.10 TO 0.02 FOR PERSONS EIGHTEEN TO TWENTY YEARS OF AGE, is referred to the Committee on Judiciary II.

By Representatives Easterling, Colton, Cunningham, Diamont, H. Hunter, Jeffus, and Lemmond:

H.B. 367, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO ESTABLISH COMMUNITY CHILD PROTECTION TEAMS AS STATUTORY ENTITIES, is referred to the Committee on Children, Youth and Families.

By Representatives Easterling, Bowie, Colton, Cunningham, Diamont, Fitch, Gottovi, Holt, H. Hunter, Jeffus, Lemmond, Luebke, Redwine, Smith, and R. Thompson:

H.B. 368, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO ADD A LOCAL HEALTH DIRECTOR TO THE MEMBERSHIP OF THE CHILD FATALITY TASK FORCE, is referred to the Committee on Children, Youth and Families.

By Representative Robinson, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, G. Miller and Nesbitt (by request):

H.B. 369, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT

PERFORMANCE AUDIT COMMITTEE TO REORGANIZE THE DEPARTMENT OF ADMINISTRATION, is referred to the Committee on State Government.

By Representative Robinson, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, G. Miller, and Nesbitt (by request):

H.B. 370, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO RESTRUCTURE DEPARTMENT OF HUMAN RESOURCES PROGRAM DELIVERY, is referred to the Committee on Appropriations.

By Representative Robinson, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, G. Miller, and Nesbitt (by request):

H.B. 371, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO REPLACE CURRENT SCHOOL TENURE LAWS WITH LAWS AND REGULATIONS THAT PROVIDE PROTECTION FOR ADMINISTRATORS FROM ARBITRARY OR CAPRICIOUS ACTION BY A SUPERVISOR, is referred to the Committee on Education.

By Representative Robinson, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, G. Miller, and Nesbitt (by request):

H.B. 372, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO DEVELOP PROCEDURES AND POLICIES TO DEFINE THE CONTRACT PROCESS AND THE PROCESS FOR REASSIGNMENT AND DISMISSAL OF SCHOOL ADMINISTRATORS, is referred to the Committee on Education.

By Representative Robinson, Speaker Blue; Representatives Diamont, Hensley, H. Hunter, G. Miller, and Nesbitt (by request):

H.B. 373, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING EMPLOYEE CLASSIFICATIONS AND COMPENSATION, is referred to the Committee on Public Employees.

By Representative Robinson, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, G. Miller, and Nesbitt (by request):

H.B. 374, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO PHASE OUT THE ALCOHOL LAW ENFORCEMENT DIVISION AND TO TRANSFER THE ALCOHOL BEVERAGE LAW ENFORCEMENT AND REGULATORY FUNCTIONS, is referred to the Committee on Appropriations.

By Representative Robinson, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, G. Miller, and Nesbitt (by request):

H.B. 375, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING INTERMEDIATE CARE FACILITIES FOR THE MENTALLY RETARDED, is referred to the Committee on Appropriations.

By Representative Robinson, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, G. Miller, and Nesbitt (by request):

H.B. 376, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE.-2, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Robinson, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, G. Miller, and Nesbitt (by request):

H.B. 377, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE CONCERNING STATE GOVERNMENT TELECOMMUNICATIONS GOVERNANCE, MANAGEMENT, AND OPERATIONS, is referred to the Committee on Appropriations.

By Representative Robinson, Speaker Blue; Representatives Barnes, Diamont, Hackney, Hensley, H. Hunter, G. Miller, and Nesbitt (by request); and Colton:

H.B. 378, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO REORGANIZE THE DEPARTMENT OF PUBLIC INSTRUCTION, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 45, A BILL TO BE ENTITLED AN ACT TO PERMIT THE USE OF THE PRISON ENTERPRISE LAUNDRY OPERATION IN EMERGENCY SITUATIONS, is read the first time and referred to the Committee on Business and Labor.

S.B. 46, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM DESIGNED TO REHABILITATE PRISON INMATES AND REDUCE RECIDIVISM BY UTILIZING A COURSE OF STUDY BASED ON DEVELOPING POSITIVE MENTAL ATTITUDES, is read the first time and referred to the Committee on Courts and Justice.

On motion of Representative Jack Hunt, seconded by Representative Alexander, the House adjourns at 1:40 p.m. to reconvene Monday, March 1, 1993, at 8:00 p.m.

TWENTIETH DAY

HOUSE OF REPRESENTATIVES
Monday, March 1, 1993

The House meets at 8:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 25 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brubaker, Hayes, Kennedy, McAllister, Russell, and Warner for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative D. Brown:

H.B. 379, A BILL TO BE ENTITLED AN ACT TO ALLOW HALIFAX COUNTY TO CREATE FIRE PROTECTION DISTRICTS IN WHICH FIRE PROTECTION IS FUNDED BY FEES RATHER THAN TAXES, is referred to the Committee on Local and Regional Government I.

By Representatives Nichols, Edwards, and Wainwright:

H.B. 380, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE BOARD OF ADJUSTMENT OF THE CITY OF NEW BERN TO MAKE DECISIONS UNDER THE CITY'S UNIFIED DEVELOPMENT ORDINANCE BY A CONCURRING THREE-FIFTHS MAJORITY VOTE, is referred to the Committee on Local and Regional Government II.

CALENDAR

Action is taken on the following:

H.B. 157, A BILL TO BE ENTITLED AN ACT TO EXEMPT COLUMBUS COUNTY FROM CERTAIN STATUTORY REQUIREMENTS IN THE BUILDING OF A NEW SOCIAL SERVICES FACILITY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.B. 149, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO A 1992 CHARTER AMENDMENT OF THE TOWN OF ORIENTAL, AND TO RESCHEDULE A REFERENDUM, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H.B. 129, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE CANCER COORDINATION AND CONTROL PROGRAM AND TO ESTABLISH THE ADVISORY COMMITTEE ON CANCER COORDINATION AND CONTROL TO THE SECRETARY OF THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES, passes its third reading, by electronic vote (106–0), and is ordered sent to the Senate.

H.B. 142, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR SCHOLARSHIPS FOR DEPENDENTS OF FIREMEN, passes its second reading by electronic vote (105–1).

Representative Brawley objects to the third reading. The bill remains on the Calendar.

H.B. 131, A BILL TO BE ENTITLED AN ACT TO EXTEND THE COVERAGE OF THE CURATIVE STATUTE FOR DEEDS OMITTING THE ORDER OF REGISTRATION, passes its second reading by electronic vote (109–0).

Representative Gamble objects to the third reading. The bill remains on the Calendar.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Cunningham, the rules are suspended and **H.B. 142**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR SCHOLARSHIPS FOR DEPENDENTS OF FIREMEN, is withdrawn from the Calendar of March 2 and re-referred to the Committee on Insurance.

INTRODUCTION OF PAGES

Pages for the week of March 1–5 are introduced to the membership. They are: Candace Cline of Catawba, Charles Cooke of Wayne, Leigh Davis of Person, Walter Gentry, IV of Carteret, Laticia Hill of Craven, Garretson Jones of Transylvania, Jennifer McClendon of Hoke, Abigail Nicholson of Columbus, Alicia Pederson of Rowan, Jonathan Perry of Surry, Melissa Powers of Robeson, Tionna Prescott of Wake, Stephanie Shepherd of Rockingham, Amy Smith of Hoke, Sumeet Sood of Rockingham, Kelly Thomas of Harnett, Christa West of Craven, and Wendy Wood of Hoke.

On motion of Representative Jack Hunt, seconded by Representative Joye, the House adjourns, by electronic vote (101–4), at 8:57 p.m. to reconvene March 2 at 1:00 p.m.

TWENTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Tuesday, March 2, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 1 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brubaker, Hayes, and Kennedy for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 103, A BILL TO BE ENTITLED AN ACT TO RAISE THE FORCE ACCOUNT LIMIT FOR THE CITY OF MOORESVILLE. (CHAPTER 3)

S.B. 149, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO A 1992 CHARTER AMENDMENT OF THE TOWN OF ORIENTAL, AND TO RESCHEDULE A REFERENDUM. (CHAPTER 4)

REPORTS OF COMMITTEES

The following reports from standing committees are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 80, A BILL TO BE ENTITLED AN ACT TO REINSTATE AN INADVERTENTLY DELETED PROVISION RELATING TO ASSESSMENTS FOR EMPLOYER WITHHOLDING BASED ON FEDERAL DETERMINATIONS AND TO CLARIFY THE ASSESSMENT STATUTES, with a favorable report.

H.B. 81, A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE USED TO DETERMINE CERTAIN TAXABLE INCOME AND TAX EXEMPTIONS, with a favorable report.

By Representative Jack Hunt for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 181, A JOINT RESOLUTION HONORING THE DELEGATES TO THE NORTH CAROLINA CONSTITUTIONAL CONVENTION OF 1868 AND THE FIRST COUNTY

COMMISSIONERS, INCLUDING THOSE OF RUTHERFORD COUNTY, ELECTED UNDER THE CONSTITUTION OF 1868 UPON THE 125TH ANNIVERSARY OF THE 1868 NORTH CAROLINA CONSTITUTION, WHICH ESTABLISHED THE COUNTY COMMISSIONER FORM OF GOVERNMENT IN NORTH CAROLINA, with a favorable report.

H.J.R. 246, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF ABERDEEN ON ITS ONE-HUNDREDTH ANNIVERSARY, with a favorable report.

By Representative James for the Committee on Agriculture:

H.B. 33, A BILL TO BE ENTITLED AN ACT TO ALLOW THE LIMITED DISCLOSURE OF VETERINARY MEDICAL RECORDS IN THE DEPARTMENT OF AGRICULTURE, with a favorable report.

By Representative Lutz for the Committee on Local and Regional Government II:

H.B. 156, A BILL TO BE ENTITLED AN ACT REPEALING A LOCAL ACT RELATING TO THE WINSTON-SALEM SPORTS COMMISSION, with a favorable report.

H.B. 208, A BILL TO BE ENTITLED AN ACT TO RESTORE THE ORIGINAL CORPORATE LIMITS OF THE TOWN OF POLKVILLE, with a favorable report.

On motion of Representative Lutz, the bill is re-referred to the Committee on Finance.

By Representative Barnes for the Committee on Education:

H.B. 40, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF PUBLIC INSTRUCTION TO STUDY VARIOUS ISSUES AFFECTING THE EDUCATION OF AND DELIVERY OF SERVICES TO EXCEPTIONAL CHILDREN, with a favorable report.

H.B. 222, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE STATE BOARD OF EDUCATION FROM SETTING HIGHER CLASS SIZE MAXIMUMS FOR PHYSICAL EDUCATION CLASSES, with a favorable report.

INTRODUCTION OF BILL AND RESOLUTION

The following is introduced, read the first time and referred to committee:

By Representatives Barnes, Bowman, Hackney, Nesbitt, Russell, and Stamey:

H.B. 381, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO IMPLEMENT SALARY ADJUSTMENTS FOR NURSES EMPLOYED AT DEPARTMENT OF HUMAN RESOURCES INSTITUTIONS, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 97, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES TO AUTHORIZE THE GOVERNOR TO APPOINT A SPOUSE OF A COMMERCIAL FISHERMAN TO SERVE ON THE MARINE FISHERIES COMMISSION IN THE PLACE OF THE COMMERCIAL FISHERMAN, is read the first time and referred to the Committee on State Government.

Committee Substitute for **S.B. 100**, A BILL TO BE ENTITLED AN ACT TO VEST AUTHORITY IN THE SECRETARY OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO GRANT SHELLFISH CULTIVATION LEASES, is read the first time and referred to the Committee on Environment.

CALENDAR

Action is taken on the following:

H.B. 131, A BILL TO BE ENTITLED AN ACT TO EXTEND THE COVERAGE OF THE CURATIVE STATUTE FOR DEEDS OMITTING THE ORDER OF REGISTRATION.

Representative Gamble offers Amendment No. 1 which is adopted by electronic vote (106–1).

The bill, as amended, passes its third reading, by electronic vote (106–0), and is ordered engrossed and sent to the Senate.

On motion of Representative Jack Hunt, seconded by Representative Berry, the House adjourns at 1:27 p.m. to reconvene March 3 at 2:00 p.m.

TWENTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Wednesday, March 3, 1993

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 2 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Fitch and Kennedy for today.

REPORTS OF COMMITTEES

The following reports from standing committees are presented:

By Representative Fussell for the Committee on Public Employees:

H.B. 87, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR LIMITED LEAVE WITH PAY FOR STATE EMPLOYEES WHO ARE CERTIFIED DISASTER VOLUNTEERS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for March 8. The original bill is placed on the Unfavorable Calendar.

By Representative James for the Committee on Agriculture:

H.B. 35, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MEMBERSHIP OF THE COMMISSION ON AGRICULTURE AND SEAFOOD AWARENESS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for March 8. The original bill is placed on the Unfavorable Calendar.

By Representative Lutz for the Committee on Local and Regional Government II:

H.B. 46, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR POSTPONEMENT OF CERTAIN ASSESSMENTS IN WINSTON-SALEM AND FORSYTH COUNTY, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for March 8. The original bill is placed on the Unfavorable Calendar.

H.B. 143, A BILL TO BE ENTITLED AN ACT MAKING A QUALIFIED EXCEPTION FOR THE CITY OF GREENSBORO FROM THE PUBLIC RECORDS ACT FOR CERTAIN GEOGRAPHICAL INFORMATION SYSTEMS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for March 8. The original bill is placed on the Unfavorable Calendar.

By Representative R. Thompson for the Committee on Local and Regional Government I:

H.B. 160, A BILL TO BE ENTITLED AN ACT TO ALLOW MACON COUNTY TO RENAME ALL ROADS WITHIN UNINCORPORATED AREAS OF THE COUNTY, with a favorable report, as amended.

H.B. 319, A BILL TO BE ENTITLED AN ACT TO EXTEND THE BEAR HUNTING SEASON IN PASQUOTANK AND CAMDEN COUNTIES, with a favorable report.

By Representative Barnes for the Committee on Education:

H.B. 41, A BILL TO BE ENTITLED AN ACT TO DIRECT THE TEACHER TRAINING TASK FORCE TO REPORT TO THE COMMISSION ON CHILDREN WITH SPECIAL NEEDS, with a favorable

report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for March 8. The original bill is placed on the Unfavorable Calendar.

H.B. 49, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHO SHALL BE ENTITLED TO THE PRIVILEGES AND ADVANTAGES OF THE PUBLIC SCHOOLS, WHO SHALL PAY TUITION, AND TO CREATE AN EDUCATION POWER OF ATTORNEY, with a favorable report as to committee substitute bill, unfavorable as to original bill.

On motion of Representative Barnes, the committee substitute bill is placed on the Calendar for March 9. The original bill is placed on the Unfavorable Calendar.

PERMANENT SUBCOMMITTEE REPORT

The following report from permanent subcommittee is presented:

By Representative McLawhorn for the Permanent Subcommittee on Airports, Railways, and Waterways:

H.B. 153, A BILL TO BE ENTITLED AN ACT TO CREATE A RAIL COUNCIL WITHIN THE DEPARTMENT OF TRANSPORTATION AND TO BROADEN THE AUTHORITY OF THE BOARD OF TRANSPORTATION, referred to the Standing Committee on Transportation, with a favorable recommendation.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Colton, Bowman, and Gottovi:

H.B. 382, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES REGULATING PROFESSIONAL ENGINEERS, is referred to the Committee on Business and Labor.

By Representatives Beall, Jenkins, and Ramsey:

H.B. 383, A BILL TO BE ENTITLED AN ACT TO ADOPT FOLKMOOT USA AS NORTH CAROLINA'S OFFICIAL INTERNATIONAL FOLK FESTIVAL, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Beall, Colton, Jenkins, and Ramsey:

H.B. 384, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE MODEL EMPLOYMENT TERMINATION ACT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Hackney, Barnes, Bowman, J. Brown, Colton, Dockham, Gottovi, Grady, Luebke, and Morgan:

H.B. 385, A BILL TO BE ENTITLED AN ACT TO REDUCE THE BLOOD ALCOHOL CONTENT FOR DRIVING WHILE IMPAIRED AND RELATED OFFENSES FROM 0.10 TO 0.08 PERCENT; TO REDUCE THE MINIMUM BLOOD ALCOHOL CONTENT NECESSARY FOR AN IMMEDIATE TEN-DAY REVOCATION OF DRIVING PRIVILEGES FROM 0.10 TO 0.08 PERCENT; TO REDUCE THE BLOOD ALCOHOL LEVEL TO BE CONSIDERED AS SLIGHT IMPAIRMENT FROM 0.11 TO 0.09 PERCENT; TO MAKE THE RESULTS OF A FIRST BREATH TEST ADMISSIBLE UNDER CERTAIN CIRCUMSTANCES; TO ESTABLISH THAT THE REVOCATION OF A PROVISIONAL LICENSEE'S LICENSE FOR DRIVING AFTER CONSUMING ALCOHOL SHALL BE UNTIL THE LICENSEE'S EIGHTEENTH BIRTHDAY OR FORTY-FIVE DAYS, WHICHEVER IS LONGER; AND TO PROVIDE CLARIFICATION ABOUT WHEN AN EARLIER CONVICTION FOR DRIVING WHILE IMPAIRED CAN BE USED FOR AGGRAVATION PURPOSES, is referred to the Committee on Judiciary I.

By Representatives Moore and Wilkins:

H.B. 386, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES FOR A DENTAL HYGIENIST POSITION TO SERVE FRANKLIN, GRANVILLE, AND VANCE COUNTIES, is referred to the Committee on Appropriations.

By Representative Bowman:

H.B. 387, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RETIRED SENIOR VOLUNTEER PROGRAM (RSVP), is referred to the Committee on Appropriations.

By Representative Mavretic:

H.B. 388, A BILL TO BE ENTITLED AN ACT TO ALLOW LEGISLATORS SERVING IN JANUARY 1985 TO PURCHASE CREDITABLE SERVICE IN THE LEGISLATIVE RETIREMENT SYSTEM, is referred to the Committee on Pensions and Retirement.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
March 2, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in the House Committee Substitute bill to **S.B. 10**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CERTIFICATE OF NEED LAW, and requests conferees. The President Pro Tempore appoints: Senator Daniel, Chairman; Senators Hoyle, Winner of Mecklenburg, and Jordan, on the part of the Senate to confer with a like committee appointed by

your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

The Speaker appoints Representatives G. Miller, Gamble, Gottovi, Cummings, J. Preston, and Dickson as conferees and the Senate is so notified by Special Message.

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 117, A BILL TO BE ENTITLED AN ACT RELATING TO ILLEGALLY PARKED VEHICLES, is read the first time and referred to the Committee on Local and Regional Government II.

CALENDAR

Action is taken on the following:

H.B. 156, A BILL TO BE ENTITLED AN ACT REPEALING A LOCAL ACT RELATING TO THE WINSTON-SALEM SPORTS COMMISSION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 80, A BILL TO BE ENTITLED AN ACT TO REINSTATE AN INADVERTENTLY DELETED PROVISION RELATING TO ASSESSMENTS FOR EMPLOYER WITHHOLDING BASED ON FEDERAL DETERMINATIONS AND TO CLARIFY THE ASSESSMENT STATUTES, fails to pass its second reading by the following vote.

Those voting in the affirmative are: Representatives Alexander, Baddour, Barnes, Barnhill, Beall, Berry, Braswell, D. Brown, Burton, Colton, Crawford, Diamont, Dockham, Easterling, Fussell, Gamble, Gist, Griffin, Hackney, Hensley, Holt, Judy Hunt, H. Hunter, R. Hunter, James, Jarrell, Jenkins, Joye, Kinney, Kuczmarski, Lee, Luebke, Lutz, McCombs, B. Miller, G. Miller, Miner, Moore, Morgan, Nesbitt, Oldham, Ramsey, Rogers, Stamey, Stewart, Tallent, G. Thompson, R. Thompson, Warner, Wilmoth, and C. Wilson - 51.

Voting in the negative: Representatives Alphin, Arnold, Balmer, Barbee, Black, Bowen, Bowie, Bowman, Brawley, J. Brown, Brubaker, Church, Cole, Creech, Culp, Cummings, Daughtry, Decker, DeVane, Dickson, Edwards, Ellis, Esposito, Flaherty, Gardner, Gottovi, Grady, Gray, Green, Hall, Hayes, Hightower, Hill, Holmes, Howard, Ives, Jeffus, Justus, Lemmond, McAllister, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, Mitchell, Nichols, Nye, C. Preston,

J. Preston, Redwine, Richardson, Robinson, Russell, Smith, Spears, Sutton, Wainwright, Weatherly, Wilkins, P. Wilson, Wood, and Wright - 63.

Excused absences: Representatives Fitch and Kennedy - 2.

H.B. 81, A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE USED TO DETERMINE CERTAIN TAXABLE INCOME AND TAX EXEMPTIONS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Baddour, Barnes, Barnhill, Beall, Black, Bowen, Bowie, Bowman, Braswell, Brubaker, Burton, Church, Cole, Colton, Crawford, Cummings, Cunningham, Daughtry, DeVane, Diamont, Dickson, Dockham, Easterling, Esposito, Fussell, Gamble, Gardner, Gottovi, Gray, Green, Griffin, Hackney, Hall, Hensley, Hightower, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Miner, Moore, Morgan, Nesbitt, Nye, Oldham, C. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, R. Thompson, Wainwright, Warner, Wilkins, Wilmoth, P. Wilson, and Wright - 91.

Voting in the negative: Representatives Arnold, Balmer, Barbee, Berry, Brawley, J. Brown, Creech, Culp, Decker, Edwards, Ellis, Flaherty, Gist, Grady, Hayes, Hill, Mercer, Mitchell, Nichols, J. Preston, G. Thompson, Weatherly, C. Wilson, and Wood - 24.

Excused absences: Representatives Fitch and Kennedy - 2.

H.J.R. 181, A JOINT RESOLUTION HONORING THE DELEGATES TO THE NORTH CAROLINA CONSTITUTIONAL CONVENTION OF 1868 AND THE FIRST COUNTY COMMISSIONERS, INCLUDING THOSE OF RUTHERFORD COUNTY, ELECTED UNDER THE CONSTITUTION OF 1868 UPON THE 125TH ANNIVERSARY OF THE 1868 NORTH CAROLINA CONSTITUTION, WHICH ESTABLISHED THE COUNTY COMMISSIONER FORM OF GOVERNMENT IN NORTH CAROLINA, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

H.J.R. 246, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF ABERDEEN ON ITS ONE-HUNDREDTH ANNIVERSARY, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 33, A BILL TO BE ENTITLED AN ACT TO ALLOW THE LIMITED DISCLOSURE OF VETERINARY MEDICAL RECORDS IN THE DEPARTMENT OF AGRICULTURE, passes its second reading by electronic vote (110–2).

Representative Mavretic objects to the third reading, The bill remains on the Calendar.

H.B. 40, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF PUBLIC INSTRUCTION TO STUDY VARIOUS ISSUES AFFECTING THE EDUCATION OF AND DELIVERY OF SERVICES TO EXCEPTIONAL CHILDREN, passes its second reading by electronic vote (111–0).

Representative Berry objects to the third reading. The bill remains on the Calendar.

H.B. 222, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE STATE BOARD OF EDUCATION FROM SETTING HIGHER CLASS SIZE MAXIMUMS FOR PHYSICAL EDUCATION CLASSES, passes its second reading by electronic vote (106–7).

Representative Brawley objects to the third reading. The bill remains on the Calendar.

On motion of Representative Jack Hunt, seconded by Representative Kinney, the House adjourns at 3:14 p.m. to reconvene March 4 at 1:30 p.m.

TWENTY–THIRD DAY

HOUSE OF REPRESENTATIVES
Thursday, March 4, 1993

The House meets at 1:30 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 3 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Fitch and Warner for today.

REPORTS OF COMMITTEE

The following reports from standing committee are presented:

By Representative Lee for the Committee on Pensions and Retirement:

H.B. 58, A BILL TO BE ENTITLED AN ACT TO REMOVE THE STATE AUDITOR FROM THE BOARD OF TRUSTEES OF THE NORTH CAROLINA FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, with a favorable report.

H.B. 225, A BILL TO BE ENTITLED AN ACT TO ALLOW ADDITIONAL RETROACTIVE MEMBERSHIP IN THE NORTH CAROLINA FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, with a favorable report.

PERMANENT SUBCOMMITTEES REPORTS

The following reports from permanent subcommittees are presented:

By Representative Barnhill for the Permanent Subcommittee on Boards and Commissions:

H.B. 32, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES TO AUTHORIZE THE GOVERNOR TO APPOINT A SPOUSE OF A COMMERCIAL FISHERMAN TO SERVE ON THE MARINE FISHERIES COMMISSION IN THE PLACE OF THE COMMERCIAL FISHERMAN, reported to the Standing Committee on State Government, with a favorable recommendation.

By Representative Stewart for the Permanent Subcommittee on State Parks, Facilities and Property:

H.B. 19, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW WITH REGARD TO THE REJECTION OF COMPETITIVE BIDS FOR GOODS AND SERVICES, reported to the Standing Committee on State Government, with a favorable recommendation.

By Representative Smith for the Permanent Subcommittee on Military, Veterans and Indian Affairs of the Standing Committee on State Government, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 23, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE SECRETARY OF ADMINISTRATION TO ADOPT RULES DISTINGUISHING CONTRACTUAL SERVICES AND PERSONAL SERVICES, with a favorable report, as amended.

By Representative Gamble for the Permanent Subcommittee on Health Care and Access of the Standing Committee on Health and Human Services, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 56, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE BOARD OF MEDICAL EXAMINERS TO ENTER INTO PEER REVIEW AGREEMENTS WITH THE ACADEMY OF PHYSICIAN ASSISTANTS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for March 9. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives G. Thompson and Flaherty:

H.B. 389, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 1073 OF THE 1959 SESSION LAWS TO PROVIDE THAT THE SHERIFF ISSUE MITCHELL COUNTY WEAPON PERMITS, is referred to the Committee on Local and Regional Government I.

By Representative R. Hunter:

H.B. 390, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE RECORDING OF CERTIFIED COPIES OF DOCUMENTS IN THE REGISTER OF DEEDS OFFICE, is referred to the Committee on Judiciary II.

By Representative Edwards:

H.B. 391, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PARTNERSHIP MAY QUALIFY FOR THE INCOME TAX CREDIT FOR PROPERTY TAXES PAID ON FARM MACHINERY AND TO CLARIFY THAT A PARTNERSHIP MAY PASS AN INCOME TAX CREDIT THROUGH TO ITS PARTNERS, is referred to the Committee on Finance.

By Representative Jarrell:

H.B. 392, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A JUDICIAL OFFICIAL IN A NONCAPITAL CASE TO CONDUCT A PRETRIAL RELEASE PROCEEDING, FIRST APPEARANCE, OR AN ARRAIGNMENT BY A TWO-WAY AUDIO AND VIDEO PROCEEDING, is referred to the Committee on Judiciary II.

By Representatives Mavretic, Beall, Bowman, Flaherty, Jenkins, and G. Thompson:

H.J.R. 393, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE JOHN C. CAMPBELL FOLK SCHOOL AND THE PENLAND SCHOOL OF CRAFTS AND DECLARING BOTH SCHOOLS AS NORTH CAROLINA ARTS AND CRAFTS RESOURCES, is referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR

Action is taken on the following:

H.B. 319, A BILL TO BE ENTITLED AN ACT TO EXTEND THE BEAR HUNTING SEASON IN PASQUOTANK AND CAMDEN COUNTIES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 81, A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE USED TO DETERMINE CERTAIN TAXABLE INCOME AND TAX EXEMPTIONS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, J. Brown, Brubaker, Burton, Church, Colton, Crawford, Culp, Cummings, Cunningham, Daughtry, DeVane, Dickson, Dockham, Easterling, Edwards, Esposito, Fussell, Gamble, Gardner, Gist, Gottovi, Gray, Griffin, Hackney, Hall, Hensley, Hightower, Hill, Holmes, Howard, Jack Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Sutton, G. Thompson, R. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, P. Wilson, and Wright - 98.

Voting in the negative: Representatives Balmer, Cole, Decker, Ellis, Flaherty, C. Wilson, and Wood - 7.

Excused absences: Representatives Fitch and Warner - 2.

H.B. 33, A BILL TO BE ENTITLED AN ACT TO ALLOW THE LIMITED DISCLOSURE OF VETERINARY MEDICAL RECORDS IN THE DEPARTMENT OF AGRICULTURE, passes its third reading by electronic vote (108-0), and is ordered sent to the Senate.

H.B. 40, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF PUBLIC INSTRUCTION TO STUDY VARIOUS ISSUES AFFECTING THE EDUCATION OF AND DELIVERY OF SERVICES TO EXCEPTIONAL CHILDREN, passes its third reading by electronic vote (107-1), and is ordered sent to the Senate.

H.B. 222, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE STATE BOARD OF EDUCATION FROM SETTING HIGHER CLASS SIZE MAXIMUMS FOR PHYSICAL EDUCATION CLASSES, passes its third reading by electronic vote (83-30), and is ordered sent to the Senate.

VOTE RECONSIDERED

Representative Gottovi, having voted in the majority, moves that the vote by which **H.B. 80**, A BILL TO BE ENTITLED AN ACT TO REINSTATE AN INADVERTENTLY DELETED PROVISION RELATING TO ASSESSMENTS FOR EMPLOYER WITHHOLDING BASED ON FEDERAL DETERMINATIONS AND TO CLARIFY THE ASSESSMENT STATUTES, failed to pass its third reading be reconsidered. This motion carries by electronic vote (77-36).

On motion of Representative G. Miller, the bill is re-referred to the Committee on Finance.

CALENDAR (continued)

H.B. 160, A BILL TO BE ENTITLED AN ACT TO ALLOW MACON COUNTY TO RENAME ALL ROADS WITHIN UNINCORPORATED AREAS OF THE COUNTY.

On motion of Representative Rogers, Committee Amendment No. 1 is adopted. This amendment changes the title.

The bill, as amended, passes its second reading, by electronic vote (113–0), the caption having been amended, remains on the Calendar.

On motion of Representative Jack Hunt, seconded by Representative Baddour, the House adjourns in honor and recognition of the "Distinguished Alumni" Award presented to Representative Kennedy by Howard University, by electronic vote (111–0), at 2:17 p.m. to reconvene Monday, March 8, 1993, at 8:00 p.m.

TWENTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Monday, March 8, 1993

The House meets at 8:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 4 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Bowie, Flaherty, Hall, and Warner for today.

REPORT OF COMMITTEE

The following report from standing committee is presented:

By Representative R. Thompson for the Committee on Local and Regional Government I:

H.B. 320, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PROHIBITIONS ON HUNTING MALE DEER ON THE OUTER BANKS OF CURRITUCK COUNTY AND ON BEAR HUNTING IN CURRITUCK COUNTY, AND TO AUTHORIZE SEASONS FOR TAKING DEER WITH SHOTGUNS ON A PORTION OF THE OUTER BANKS OF CURRITUCK COUNTY AND FOR HUNTING BLACK BEARS IN CURRITUCK COUNTY, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for March 10. The original bill is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRAL

Representative Redwine, Chair for the Standing Committee on Business and Labor, refers:

S.B. 45, A BILL TO BE ENTITLED AN ACT TO PERMIT THE USE OF THE PRISON ENTERPRISE LAUNDRY OPERATION IN EMERGENCY SITUATIONS, to the Permanent Subcommittee on Economic Expansion and Growth.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Gottovi, Bowman, J. Brown, Colton, Crawford, Easterling, Ellis, Gardner, Ives, Justus, Luebke, Mitchell, Nichols, J. Preston, Sutton, C. Wilson, and Wright:

H.B. 394, A BILL TO BE ENTITLED AN ACT TO PROVIDE QUALIFIED IMMUNITY TO PROFESSIONAL ENGINEERS WHO VOLUNTARILY, WITHOUT COMPENSATION, PROVIDE ENGINEERING SERVICES DURING AN EMERGENCY, is referred to the Committee on Judiciary II.

By Representatives Redwine, Hill, and Nichols:

H.B. 395, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE RECORDING OF CERTIFIED COPIES OF DOCUMENTS IN THE OFFICE OF THE REGISTER OF DEEDS, is referred to the Committee on Judiciary II.

By Representatives Redwine, Hill, and Nichols:

H.B. 396, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE REQUIREMENT THAT A REGISTER OF DEEDS STATE THE NAME OF ALL PARTIES TO A REGISTERED INSTRUMENT, is referred to the Committee on Judiciary II.

By Representatives Redwine, Hill, and Nichols:

H.B. 397, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT REGISTERS OF DEEDS ARE NOT LIABLE FOR MEDICAL INFORMATION INCLUDED ON COPIES OF BIRTH CERTIFICATES SUBMITTED FOR RECORDATION, is referred to the Committee on Judiciary II.

By Representatives Jarrell and Jeffus:

H.B. 398, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF HIGH POINT TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, TO ADOPT STORMWATER ORDINANCES, AND TO REWRITE THE CHARTER PROVISIONS CONCERNING EMINENT DOMAIN, is referred to the Committee on Local and Regional Government I.

By Representatives J. Brown and Holmes:

H.B. 399, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL PROCEDURES FOR ALEXANDER COUNTY TO

INCREASE THE SIZE OF FIRE DISTRICTS, is referred to the Committee on Local and Regional Government II.

By Representatives Wilkins, Brawley, and Moore:

H.B. 400, A BILL TO BE ENTITLED AN ACT TO MAKE THE CALCULATION FOR SCHOOLS OF FUND BALANCE AVAILABLE FOR APPROPRIATION THE SAME AS THE CALCULATION FOR OTHER LOCAL GOVERNMENTS, is referred to the Committee on Education.

By Representatives G. Miller and Luebke:

H.B. 401, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE UNIVERSITY OF NORTH CAROLINA TO RETAIN THE NET PROCEEDS FROM SALE OF THE FORMER RESIDENCE OF THE CHANCELLOR OF NORTH CAROLINA CENTRAL UNIVERSITY FOR APPLICATION TOWARD PURCHASE OF THE SUCCESSIVE RESIDENCE FOR THE CHANCELLOR, is referred to the Committee on Appropriations.

By Representatives Richardson, Colton, DeVane, Gottovi, Hackney, Kinney, Kuczmarski, Lemmond, Luebke, McAllister, Mitchell, Nichols, Russell, Spears, and Sutton:

H.B. 402, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CHILD SUPPORT PAYMENTS BE CONTINUED WHILE THE CHILD IS ENROLLED IN PRIMARY OR SECONDARY SCHOOL, UP TO GRADUATION OR AGE TWENTY, is referred to the Committee on Judiciary I.

By Representatives Ellis, Arnold, Balmer, Berry, Bowie, Brawley, J. Brown, Crawford, Creech, Culp, Decker, DeVane, Flaherty, Gardner, Hall, Hayes, Hill, Joye, Justus, Kuczmarski, Lemmond, McCombs, Nichols, Russell, Sutton, Weatherly, Wilkins, and C. Wilson:

H.B. 403, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LIMITATIONS ON FUND-RAISING DURING LEGISLATIVE SESSIONS, is referred to the Committee on Judiciary I.

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 221, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A JUDICIAL OFFICIAL IN A NONCAPITAL CASE TO CONDUCT A PRETRIAL RELEASE PROCEEDING, FIRST APPEARANCE, OR AN ARRAIGNMENT BY A TWO-WAY AUDIO AND VIDEO PROCEEDING, is read the first time and referred to the Committee on Judiciary II.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 46**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR POSTPONEMENT OF CERTAIN

ASSESSMENTS IN WINSTON-SALEM AND FORSYTH COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 143**, A BILL TO BE ENTITLED AN ACT MAKING A QUALIFIED EXCEPTION FOR THE CITY OF GREENSBORO FROM THE PUBLIC RECORDS ACT FOR CERTAIN GEOGRAPHICAL INFORMATION SYSTEMS.

Representative Jarrell offers Amendment No. 1 which is adopted. This amendment changes the title.

The bill, as amended, passes its second reading, and the caption having been amended, remains on the Calendar.

H.B. 160, A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN COUNTIES TO RENAME ALL ROADS WITHIN UNINCORPORATED AREAS OF THE COUNTY, passes its third reading, by electronic vote (111-0), and is ordered engrossed and sent to the Senate.

Committee Substitute for **H.B. 87**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR LIMITED LEAVE WITH PAY FOR STATE EMPLOYEES WHO ARE CERTIFIED DISASTER VOLUNTEERS.

Representative Hightower offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (110-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for **H.B. 35**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MEMBERSHIP OF THE AGRICULTURE AND FORESTRY AWARENESS STUDY COMMISSION.

On motion of Representative Jack Hunt, consideration of the bill is postponed until March 9.

Committee Substitute for **H.B. 41**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO FORWARD A COPY OF THE FINAL REPORT OF THE TEACHER TRAINING TASK FORCE TO THE COMMISSION ON CHILDREN WITH SPECIAL NEEDS.

On motion of Representative Barnhill, consideration of the bill is postponed until March 10.

H.B. 58, A BILL TO BE ENTITLED AN ACT TO REMOVE THE STATE AUDITOR FROM THE BOARD OF TRUSTEES OF THE NORTH CAROLINA FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND.

On motion of Representative Fitch, consideration of the bill is postponed until March 9.

H.B. 225, A BILL TO BE ENTITLED AN ACT TO ALLOW ADDITIONAL RETROACTIVE MEMBERSHIP IN THE NORTH CAROLINA FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, passes its second reading, by electronic vote (107–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 23, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE SECRETARY OF ADMINISTRATION TO ADOPT RULES DISTINGUISHING CONTRACTUAL SERVICES AND PERSONAL SERVICES.

On motion of Representative Nye, Committee Amendment No. 1 is adopted by electronic vote (107–0). This amendment changes the title.

The bill, as amended, passes its second reading, by electronic vote (109–0), and the caption having been amended, remains on the Calendar.

INTRODUCTION OF PAGES

Pages for the week of March 8–12 are introduced to the membership. They are: Connie Boggs of Alamance, Julie Bryant of Macon, Maria Butner of Surry, Amy Cappiello of Nash, Elizabeth Chepan of Pasquotank, Kenkesha Clark of Wake, Kelly Conner of Bladen, Christina Dornbush of Randolph, Jane English of Durham, Danielle Hicks of Wayne, Hannah Hollingsworth of Alexander, Susan Hughes of Wayne, Jaclyn Jednak of Henderson, Linsay Koenders of Lincoln, Whitney Mann of Forsyth, Angela Outlaw of Wayne, Luci Pitzer of Guilford, Laura Ray of Yancey, Keisha Sanders of Wake, Ashley Scarbrough of Rutherford, Rani Shanker of Mecklenburg, Rebekah Starling of Wake, Jennifer Turner of Mecklenburg, Stacie Vines of Watauga, and Brenda Williams of Cabarrus.

On motion of Representative Jack Hunt, seconded by Representative Kuczmarski, the House adjourns at 8:47 p.m. to reconvene March 9 at 1:00 p.m.

TWENTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, March 9, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 8 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Bowie, Flaherty, Hall, and Warner for today.

REPORTS OF COMMITTEES

The following reports from standing committees are presented:

By Representative Lutz for the Committee on Local and Regional Government II:

H.B. 166, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE YADKIN COUNTY BOARD OF EDUCATION SHALL BE ELECTED TO STAGGERED FOUR-YEAR TERMS, with a favorable report.

H.B. 167, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MEMBERS OF THE YADKIN COUNTY BOARD OF EDUCATION SHALL TAKE OFFICE ON THE FIRST MONDAY IN AUGUST AFTER THEIR ELECTION, with a favorable report.

H.B. 180, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE MEMBERS OF THE WILKES COUNTY BOARD OF EDUCATION SHALL TAKE OFFICE AT THEIR FIRST MEETING IN JUNE OF THE YEAR OF THEIR ELECTION, with a favorable report.

H.B. 182, A BILL TO BE ENTITLED AN ACT TO MODIFY THE VOTE REQUIRED FOR PRIVATE SALE OF PROPERTY BY THE CITY OF GREENSBORO FOR PUBLIC PURPOSES, with a favorable report.

By Representative R. Hunter for the Committee on Judiciary II:

H.B. 27, A BILL TO BE ENTITLED AN ACT TO RESTRICT THE TRANSPORTATION OF CHILDREN UNDER THE AGE OF TWELVE IN THE BED OR CARGO AREA OF PICKUP TRUCKS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for March 11. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative R. Thompson:

H.B. 404, A BILL TO BE ENTITLED AN ACT TO LIMIT THE LIABILITY OF MEMBERS OF THE DARE COUNTY AIRPORT AUTHORITY AND TO AFFORD THE DARE COUNTY AIRPORT AUTHORITY WITH THE PROTECTION AVAILABLE TO CITIES AND COUNTIES, is referred to the Committee on Local and Regional Government I.

By Representative Wright:

H.B. 405, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE CITY OF NORTHWEST, is referred to the Committee on Local and Regional Government I.

By Representative Wright:

H.B. 406, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ESTABLISHMENT OF AN ABC STORE IN THE TOWN OF NAVASSA, is referred to the Committee on Judiciary I.

By Representatives Wilkins, D. Brown, Church, DeVane, Gottovi, Green, Hall, Joye, and Mercer:

H.B. 407, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE ORGANIZATIONAL MEETING FOR BOARD OF COUNTY COMMISSIONERS IN THE YEAR OF THEIR ELECTION SHALL TAKE PLACE ON THE DATE THEIR TERM STARTS, is referred to the Committee on Judiciary III.

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 163, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE COMMISSIONER OF INSURANCE AND THE RATE BUREAU TO DEVELOP A PROPOSED PLAN FOR WORKERS' COMPENSATION CARRIERS LOSS CONTROL SERVICES, is read the first time and referred to the Committee on Insurance.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 143**, A BILL TO BE ENTITLED AN ACT MAKING A QUALIFIED EXCEPTION FOR THE CITIES OF GREENSBORO AND HIGH POINT AND PITT COUNTY FROM THE PUBLIC RECORDS ACT FOR CERTAIN GEOGRAPHICAL INFORMATION SYSTEMS.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 23, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE SECRETARY OF ADMINISTRATION TO ADOPT RULES DISTINGUISHING CONSULTANT SERVICES AND PERSONAL SERVICES.

The bill, as amended, passes its third reading, by electronic vote (104-0), and is ordered engrossed and sent to the Senate.

Committee Substitute for **H.B. 35**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MEMBERSHIP OF THE AGRICULTURE AND FORESTRY AWARENESS STUDY COMMISSION.

On motion of Representative James, consideration of the bill is postponed until March 16.

H.B. 58, A BILL TO BE ENTITLED AN ACT TO REMOVE THE STATE AUDITOR FROM THE BOARD OF TRUSTEES OF THE NORTH CAROLINA FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, passes its second reading, by electronic vote (106-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 49**, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHO SHALL BE ENTITLED TO THE PRIVILEGES AND ADVANTAGES OF THE PUBLIC SCHOOLS, WHO SHALL PAY TUITION, AND TO CREATE AN EDUCATION POWER OF ATTORNEY.

Representative Barnes offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading by electronic vote (104–6).

Representative Nesbitt objects to the third reading. The bill remains on the Calendar.

On motion of Representative Barnes, the bill is withdrawn from the Calendar of March 10 and placed on the Calendar of March 16.

Committee Substitute for **H.B. 56**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE BOARD OF MEDICAL EXAMINERS TO ENTER INTO PEER REVIEW AGREEMENTS WITH THE ACADEMY OF PHYSICIAN ASSISTANTS.

On motion of Representative Gamble, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary II.

On motion of Representative Jack Hunt, seconded by Representative Daughtry, the House adjourns at 2:37 p.m. to reconvene March 10 at 2:00 p.m.

TWENTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, March 10, 1993

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 9 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Bowie, Brubaker, Hall, and Warner for today.

REPORTS OF COMMITTEES

The following reports from standing committees are presented:

By Representative Fussell for the Committee on Public Employees:

H.B. 12, A BILL TO BE ENTITLED AN ACT REGARDING ANNUAL VACATION LEAVE FOR TEACHERS, with a favorable

report and recommendation that the bill be re-referred to the Committee on Pensions and Retirement.

The bill is re-referred to the Committee on Pensions and Retirement.

By Representative Gottovi for the Committee on Environment:

H.B. 101, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CURRENT ENERGY POLICY FOR STATE GOVERNMENT TO APPLY TO THE CONSTRUCTION, OPERATION, AND RENOVATION OF STATE FACILITIES AND TO THE PURCHASE, OPERATION, AND MAINTENANCE OF EQUIPMENT, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for March 15. The original bill is placed on the Unfavorable Calendar.

ENROLLED BILL

The following is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 33, A BILL TO BE ENTITLED AN ACT TO ALLOW THE LIMITED DISCLOSURE OF VETERINARY MEDICAL RECORDS IN THE DEPARTMENT OF AGRICULTURE. (CHAPTER 5)

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives McCombs, Brawley, Gardner, Joye, Lemmond, Miner, Mitchell, and Smith:

H.B. 408, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE SPENCER SHOPS HISTORIC SITE, is referred to the Committee on Appropriations.

By Representatives Church, D. Brown, Flaherty, Hill, and G. Thompson:

H.B. 409, A BILL TO BE ENTITLED AN ACT TO EXPAND THE HILDEBRAN TOWN BOARD FROM THREE TO FIVE MEMBERS, is referred to the Committee on Local and Regional Government I.

By Representative Edwards (by request):

H.B. 410, A BILL TO BE ENTITLED AN ACT TO MERGE THE BEAUFORT COUNTY AND WASHINGTON CITY SCHOOL ADMINISTRATIVE UNITS, is referred to the Committee on Local and Regional Government I.

By Representative R. Thompson:

H.B. 411, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 1073 OF THE 1959 SESSION LAWS TO PROVIDE THAT THE SHERIFF ISSUE PERQUIMANS COUNTY WEAPON

PERMITS, is referred to the Committee on Local and Regional Government I.

By Representative R. Thompson:

H.B. 412, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD OF ELECTING THE PERQUIMANS COUNTY BOARD OF EDUCATION TO IMPROVE THE OPPORTUNITY FOR MINORITY CITIZENS TO ELECT CANDIDATES OF THEIR CHOICE, is referred to the Committee on Local and Regional Government I.

By Representative R. Thompson:

H.B. 413, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD OF ELECTING THE PERQUIMANS COUNTY BOARD OF COMMISSIONERS TO IMPROVE THE OPPORTUNITY FOR MINORITY CITIZENS TO ELECT CANDIDATES OF THEIR CHOICE, is referred to the Committee on Local and Regional Government I.

By Representatives Mavretic, Bowman, Culp, Dockham, Fitch, Hensley, Howard, H. Hunter, and Robinson:

H.B. 414, A BILL TO BE ENTITLED AN ACT TO PROVIDE PROTECTION TO PRODUCERS OF POULTRY AND POULTRY PRODUCTS IN NORTH CAROLINA, is referred to the Committee on Judiciary III.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 37,** A BILL TO BE ENTITLED AN ACT TO CHANGE THE MEMBERSHIP OF THE AGRICULTURE AND FORESTRY AWARENESS STUDY COMMISSION, is read the first time and referred to the Committee on Agriculture.

S.B. 55, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE GENERAL STATUTES TO INCLUDE TRAINING FOR INCINERATOR OPERATORS OF SOLID WASTE MANAGEMENT FACILITIES, is read the first time and referred to the Committee on Environment.

S.B. 83, A BILL TO BE ENTITLED AN ACT TO ALLOW MACON AND CHEROKEE COUNTIES TO RENAME ALL ROADS WITHIN UNINCORPORATED AREAS OF THE COUNTY, is read the first time and referred to the Committee on Local and Regional Government I.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 320,** A BILL TO BE ENTITLED AN ACT TO REPEAL THE PROHIBITIONS ON HUNTING MALE DEER ON THE OUTER BANKS OF CURRITUCK COUNTY AND

ON BEAR HUNTING IN CURRITUCK COUNTY, AND TO AUTHORIZE SEASONS FOR TAKING DEER WITH SHOTGUNS ON A PORTION OF THE OUTER BANKS OF CURRITUCK COUNTY AND FOR HUNTING BLACK BEARS IN CURRITUCK COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 166, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE YADKIN COUNTY BOARD OF EDUCATION SHALL BE ELECTED TO STAGGERED FOUR-YEAR TERMS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 167, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MEMBERS OF THE YADKIN COUNTY BOARD OF EDUCATION SHALL TAKE OFFICE ON THE FIRST MONDAY IN AUGUST AFTER THEIR ELECTION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 180, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE MEMBERS OF THE WILKES COUNTY BOARD OF EDUCATION SHALL TAKE OFFICE AT THEIR FIRST MEETING IN JUNE OF THE YEAR OF THEIR ELECTION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 182, A BILL TO BE ENTITLED AN ACT TO MODIFY THE VOTE REQUIRED FOR PRIVATE SALE OF PROPERTY BY THE CITY OF GREENSBORO FOR PUBLIC PURPOSES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committtee Substitute for **H.B. 41,** A BILL TO BE ENTITLED AN ACT TO DIRECT THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO FORWARD A COPY OF THE FINAL REPORT OF THE TEACHER TRAINING TASK FORCE TO THE COMMISSION ON CHILDREN WITH SPECIAL NEEDS, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Jack Hunt, seconded by Representative Braswell, the House adjourns at 2:29 p.m. to reconvene March 11 at 1:00 p.m.

TWENTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Thursday, March 11, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 10 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Burton, Gist, Hall, and Warner for today.

REPORTS OF COMMITTEE

The following reports from standing committee are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 173, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE STATE SHALL PAY INTEREST ON INCOME TAX REFUNDS NOT REFUNDED TO THE TAXPAYER WITHIN FORTY-FIVE DAYS AFTER THE RETURN WAS FILED OR DUE TO BE FILED, WHICHEVER IS LATER, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for March 16. The original bill is placed on the Unfavorable Calendar.

H.B. 208, A BILL TO BE ENTITLED AN ACT TO RESTORE THE ORIGINAL CORPORATE LIMITS OF THE TOWN OF POLKVILLE, with a favorable report.

SUBCOMMITTEE REFERRAL

Representative Mavretic, Chair for the Standing Committee on Health and Human Services refers:

H.B. 365, A BILL TO BE ENTITLED AN ACT TO REQUIRE PUBLIC SCHOOL CHILDREN TO RECEIVE A HEALTH ASSESSMENT BEFORE ENTRY INTO KINDERGARTEN, to the Permanent Subcommittee on Human Services.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Colton, Baddour, Black, Bowman, Crawford, Cummings, Easterling, Gottovi, Hall, Judy Hunt, H. Hunter, Jarrell,

Jenkins, Kennedy, Lemmond, Luebke, McAllister, Nesbitt, Richardson, Wilmoth, and Wright:

H.B. 415, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR RAPE CRISIS AND SEXUAL ASSAULT PROGRAMS THROUGHOUT THE STATE, is referred to the Committee on Appropriations.

By Representative Smith:

H.B. 416, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ISSUANCE OF NEW SHELLFISH CULTIVATION LEASES IN CORE SOUND, is referred to the Committee on Environment.

By Representatives Decker and P. Wilson:

H.B. 417, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO ASSIST A PERSON IN COMMITTING SUICIDE, is referred to the Committee on Judiciary III.

By Representatives Decker, Cummings, Hall, Russell, and P. Wilson:

H.B. 418, A BILL TO BE ENTITLED AN ACT TO REQUIRE INSTRUCTION IN THE PUBLIC SCHOOLS REGARDING ABSTINENCE FROM SEXUAL ACTIVITY, is referred to the Committee on Education.

By Representatives Decker, Bowman, Cummings, and P. Wilson:

H.B. 419, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT EVIDENCE THAT A MOTOR VEHICLE PASSED A STOPPED SCHOOL BUS IS PRIMA FACIE EVIDENCE THAT THE OWNER OF THE VEHICLE WAS OPERATING IT AT THE TIME OF THE VIOLATION, is referred to the Committee on Judiciary III.

By Representatives Redwine, Hill, and Wright:

H.B. 420, A BILL TO BE ENTITLED AN ACT TO CHANGE THE NAME OF THE RESOURCES DEVELOPMENT COMMISSION FOR BRUNSWICK COUNTY TO THE BRUNSWICK COUNTY ECONOMIC DEVELOPMENT COMMISSION, is referred to the Committee on Local and Regional Government I.

By Representatives James, Bowman, J. Brown, Culp, DeVane, Gardner, Hackney, Hall, H. Hunter, Lutz, R. Thompson, and Weatherly:

H.B. 421, A BILL TO BE ENTITLED AN ACT TO CREATE A STUDY COMMITTEE TO STUDY RECYCLING AND COMPOSTING OF NONDISEASE-RELATED POULTRY MORTALITIES INTO MARKETABLE PRODUCTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Wilkins, Bowman, Cummings, DeVane, Hensley, Jack Hunt, H. Hunter, R. Hunter, James, Joye, McLaughlin, Michaux, Ramsey, Redwine, Smith, Sutton, and R. Thompson:

H.B. 422, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA 4-H PROGRAM, is referred to the Committee on Appropriations.

By Representatives Holt, Bowman, and Cole:

H.B. 423, A BILL TO BE ENTITLED AN ACT DEANNEXING A CERTAIN TRACT OF PROPERTY FROM THE CITY OF BURLINGTON, is referred to the Committee on Local and Regional Government I.

By Representatives Holt, Bowman, and Cole:

H.B. 424, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF BURLINGTON TO CONVEY CERTAIN SURPLUS PROPERTY BY PRIVATE SALE, is referred to the Committee on Local and Regional Government I.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 27**, A BILL TO BE ENTITLED AN ACT TO RESTRICT THE TRANSPORTATION OF CHILDREN UNDER THE AGE OF TWELVE IN THE OPEN BED OR OPEN CARGO AREA OF A VEHICLE.

Representative Daughtry offers Amendment No. 1 which fails of adoption by electronic vote (26–88).

Representative Ellis offers Amendment No. 2.

On motion of Representative Judy Hunt, seconded by Representative Jack Hunt, the House adjourns, by electronic vote (85–25), at 1:50 p.m. to reconvene Monday, March 15, 1993, at 8:00 p.m.

TWENTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Monday, March 15, 1993

The House meets at 8:00 p.m. pursuant to adjournment and is called to order by the Speaker Pro Tempore.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 11 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Beall, Brubaker, Crawford, Diamont, Flaherty, Howard, Jenkins, Justus, Nye, Robinson, and Wilmoth for today.

REPORT OF COMMITTEE

The following report from standing committee is presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 174, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF REVENUE TO ALLOW OR REQUIRE PAYMENT OF TAXES BY ELECTRONIC FUNDS TRANSFER, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Gist, Bowie, Burton, Culp, Jarrell, and Jeffus:

H.B. 425, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF THE RANDLEMAN RESERVOIR, is referred to the Committee on Appropriations.

By Representatives Cole, Bowman, Holt, and P. Wilson:

H.B. 426, A BILL TO BE ENTITLED AN ACT TO CORRECT TWO ERRORS IN THE PLAN FOR MERGER OF THE PUBLIC SCHOOL SYSTEMS IN ROCKINGHAM COUNTY INTO ONE SYSTEM, is referred to the Committee on Local and Regional Government I.

By Representative H. Hunter:

H.B. 427, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A REPLICA KITCHEN DEPENDENCY FOR THE JOHN WHEELER HOUSE LOCATED IN THE HISTORIC DISTRICT OF THE TOWN OF MURFREESBORO, is referred to the Committee on Appropriations.

By Representative H. Hunter:

H.B. 428, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PROHIBITION ON HUNTING WILD TURKEYS IN GATES COUNTY, is referred to the Committee on Local and Regional Government I.

By Speaker Blue; Representatives Alexander, Alphin, Arnold, Baddour, Barbee, Barnhill, Black, Bowen, Bowie, Bowman, Braswell, D. Brown, Brubaker, Church, Cole, Colton, Crawford, Culp, Cummings, Cunningham, Decker, DeVane, Diamont, Dickson, Dockham, Edwards, Esposito, Fitch, Gamble, Gardner, Gottovi, Green, Griffin, Hackney, Hensley, Hightower, Hill, Holt, Howard, Judy Hunt, H. Hunter, Ives, James, Jeffus, Jenkins, Joye, Justus, Kuczmarski, Lee, Luebke, Lutz, Mavretic, McAllister, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller,

Miner, Mitchell, Moore, Morgan, Nesbitt, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Smith, Spears, Stamey, Stewart, Sutton, R. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, P. Wilson, Wood, and Wright:

H.J.R. 429, A JOINT RESOLUTION REQUESTING THE NORTH CAROLINA CONGRESSIONAL DELEGATION TO INTERCEDE WITH THE EXECUTIVE BRANCH WHEN NECESSARY AND TO PROPOSE TO CONGRESS CERTAIN AMENDMENTS TO THOSE PARTS OF THE SOCIAL SECURITY ACT THAT AFFECT THE MEDICAID PROGRAM, THE EMPLOYEE RETIREMENT INCOME SECURITY ACT OF 1974, THE FEDERAL TAX CODE, AND OTHER RELEVANT ACTS TO PERMIT THE STATE OF NORTH CAROLINA TO IMPLEMENT A STATEWIDE COMPREHENSIVE HEALTH CARE REFORM PROGRAM, is referred to the Committee on Rules, Calendar, and Operations of the House.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 154, A BILL TO BE ENTITLED AN ACT TO MAKE MOBILE CLASSROOMS AND MOBILE OFFICES SUBJECT TO SALES TAX RATHER THAN HIGHWAY USE TAX AND TO EXEMPT CERTAIN MOBILE CLASSROOMS FROM SALES TAX, is read the first time and referred to the Committee on Finance.

S.B. 183, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A SALES TAX LICENSE IS VOID IF THE RETAILER REPORTS NO SALES FOR EIGHTEEN MONTHS, is read the first and referred to the Committee on Finance.

UNFINISHED BUSINESS

On motion of Representative Dickson, consideration of Committee Substitute for **H.B. 27**, A BILL TO BE ENTITLED AN ACT TO RESTRICT THE TRANSPORTATION OF CHILDREN UNDER THE AGE OF TWELVE IN THE OPEN BED OR OPEN CARGO AREA OF A VEHICLE, is postponed until March 16.

CALENDAR

Action is taken on the following:

H.B. 208, A BILL TO BE ENTITLED AN ACT TO RESTORE THE ORIGINAL CORPORATE LIMITS OF THE TOWN OF POLKVILLE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, Burton, Church, Cole, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gottovi, Grady, Gray, Green, Griffin,

Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Joye, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, C. Wilson, and Wright - 94.

Voting in the negative: None.

Excused absences: Representatives Beall, Brubaker, Crawford, Diamont, Flaherty, Howard, Jenkins, Justus, Nye, Robinson, and Wilmoth - 11.

Committee Substitute for **H.B. 101**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CURRENT ENERGY POLICY FOR STATE GOVERNMENT TO APPLY TO THE CONSTRUCTION, OPERATION, AND RENOVATION OF STATE FACILITIES AND STATE-ASSISTED FACILITIES AND TO THE PURCHASE, OPERATION, AND MAINTENANCE OF EQUIPMENT FOR SUCH FACILITIES, passes its second reading, by electronic vote (101-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

INTRODUCTION OF PAGES

Pages for the week of March 15-19 are introduced to the membership. They are: Heather Blair of Randolph, Cornelia Bowen of Nash, Thomas Britt of Guilford, Amanda Davis of Columbus, Tristram Evely of Wake, Stephanie Floyd of Wake, Katherine Gill of Guilford, Brandon Hall of Franklin, Lekeisha Hurst of Hoke, Andrew Jones of Wake, Shannon Marshall of Robeson, Tiyi Moore of Martin, Jon-Breck Sampson of Robeson, Matthew Scott of Robeson, and Natasha Wright of Scotland.

On motion of Representative Jack Hunt, seconded by Representative Wainwright, the House adjourns at 8:25 p.m. to reconvene March 16 at 1:00 p.m.

TWENTY-NINTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, March 16, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker Pro Tempore.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 15 has been

examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Beall, Brubaker, Diamont, Howard, Jenkins, Justus, and Wilmoth for today.

ENROLLED BILL

The following is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 144, AN ACT TO AMEND THE CHARTER OF THE CITY OF GREENSBORO WITH RESPECT TO CONTRACT AWARD, LEASES, AND SETTLEMENT OF CLAIMS. (CHAPTER 6)

INTRODUCTION OF BILL AND RESOLUTION

The following is introduced, read the first time and referred to committee:

By Representatives Edwards, McLawhorn, Mercer, and Rogers:

H.B. 430, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM VEHICLE TAX THAT CAN BE LEVIED IN THE CITY OF GREENVILLE, is referred to the Committee on Local and Regional Government II.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 87, A BILL TO BE ENTITLED AN ACT TO REQUIRE CONSENT OF THE BOARD OF COMMISSIONERS OF CATAWBA, CUMBERLAND, DURHAM, GASTON, GRAHAM, IREDELL, LINCOLN, AND MECKLENBURG COUNTIES BEFORE LAND MAY BE CONDEMNED OR ACQUIRED BY A UNIT OF LOCAL GOVERNMENT OUTSIDE THE COUNTY AND TO PROVIDE THAT THE PROVISIONS OF G.S. 153A-15 IN ANY COUNTY SUBJECT TO THAT SECTION DO NOT APPLY TO PROPERTY WITHIN THE CITY LIMITS OF THE CITY THAT IS ACQUIRING THE PROPERTY, is read the first time and referred to the Committee on Judiciary II.

S.B. 158, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE PENALTY FOR FAILURE TO FILE AN INHERITANCE TAX RETURN WILL BE ASSESSED AND COLLECTED IN THE SAME MANNER AS THE PENALTY FOR FAILURE TO PAY INHERITANCE TAXES, is read the first time and referred to the Committee on Finance.

S.B. 335, A BILL TO BE ENTITLED AN ACT TO EXEMPT RICHMOND COUNTY FROM SEEKING FIVE PROSPECTIVE BUYERS BEFORE IT TRANSFERS RICHMOND MEMORIAL HOSPITAL TO RICHMOND MEMORIAL HOSPITAL, A NONPROFIT CORPORATION, is read the first time and referred to the Committee on Local and Regional Government I.

REPORTS OF COMMITTEE

The following reports from standing committee are presented:

By Representative R. Hunter for the Committee on Judiciary II:

H.B. 6, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO OBSTRUCT THE LEGISLATIVE INQUIRY PROCESS, TO INTERFERE WITH CONTRACTS OF THE LEGISLATIVE BRANCH, AND TO EXCLUDE VIOLATORS FROM GOVERNMENT PROCUREMENT PROGRAMS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for March 18. The original bill is placed on the Unfavorable Calendar.

H.B. 395, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE RECORDING OF CERTIFIED COPIES OF DOCUMENTS IN THE OFFICE OF THE REGISTER OF DEEDS, with a favorable report, as amended.

CALENDAR

Action is taken on the following:

H.B. 208, A BILL TO BE ENTITLED AN ACT TO RESTORE THE ORIGINAL CORPORATE LIMITS OF THE TOWN OF POLKVILLE, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Berry, Black, Bowen, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gardner, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Jack Hunt, Judy Hunt, Ives, James, Jarrell, Jeffus, Joye, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Spears, Stamey, Stewart, Sutton, G. Thompson, R. Thompson, Warner, Weatherly, Wilkins, P. Wilson, Wood, and Wright - 90.

Voting in the negative: None.

Excused absences: Representatives Beall, Brubaker, Diamont, Howard, Jenkins, Justus, and Wilmoth - 7.

Committee Substitute for **H.B. 49**, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHO SHALL BE ENTITLED TO THE PRIVILEGES AND ADVANTAGES OF THE PUBLIC SCHOOLS, WHO SHALL PAY TUITION, AND TO CREATE AN EDUCATION POWER OF ATTORNEY.

On motion of Representative Barnes, the committee substitute bill is withdrawn from the Calendar, ordered engrossed, and re-referred to the Committee on Education.

Committee Substitute for **H.B. 27**, A BILL TO BE ENTITLED AN ACT TO RESTRICT THE TRANSPORTATION OF CHILDREN UNDER THE AGE OF TWELVE IN THE OPEN BED OR OPEN CARGO AREA OF A VEHICLE.

Representative Ellis withdraws pending Amendment No. 2.

Representative Ellis offers new Amendment No. 2.

A division having been called, Amendment No. 2 fails of adoption by electronic vote (25–73).

Representative Flaherty offers Amendment No. 3 which is adopted.

Representative Bowen moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Transportation.

Representative Bowen calls the previous question on the motion to re-refer.

Representative Ellis moves to postpone indefinitely the call for the previous question.

Representative Ellis withdraws his motion.

The motion to call the previous question on the motion to re-refer carries.

A division having been called, the motion to re-refer the bill fails by electronic vote (32–75).

Representative Hightower offers Amendment No. 4.

A division having been called, the amendment fails of adoption by electronic vote (43–64).

Representative Fitch offers Amendment No. 5.

Representative Fitch calls the previous question on the motion and the call is sustained.

Amendment No. 5 is adopted by electronic vote (65–40).

Representative Dickson calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading by electronic vote (79–26).

Representative Creech objects to the third reading. The bill remains on the Calendar.

REPORT OF COMMITTEE

The following report from standing committee is presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 57, A BILL TO BE ENTITLED AN ACT TO REQUIRE PARTNERSHIPS TO FURNISH EACH PARTNER A COPY OF THE STATE "K-1" TAX FORM, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for March 18. The original bill is placed on the Unfavorable Calendar.

CALENDAR (continued)

Committee Substitute for **H.B. 35**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MEMBERSHIP OF THE AGRICULTURE AND FORESTRY AWARENESS STUDY COMMISSION, passes its second reading, by electronic vote (89-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 173**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE STATE SHALL PAY INTEREST ON INCOME TAX REFUNDS NOT REFUNDED TO THE TAXPAYER WITHIN FORTY-FIVE DAYS AFTER THE RETURN WAS FILED OR DUE TO BE FILED, WHICHEVER IS LATER, passes its second reading, by electronic vote (93-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

RE-REFERRAL OF BILL

On motion of Representative G. Miller, the rules are suspended and **H.B. 121**, A BILL TO BE ENTITLED AN ACT TO AMEND THE PUBLIC RECORDS LAW, is withdrawn from the Committee on Judiciary I and re-referred to the Committee on Finance.

On motion of Representative Jack Hunt, seconded by Representative Cunningham, the House adjourns at 2:24 p.m. to reconvene March 17 at 2:00 p.m.

THIRTIETH DAY

HOUSE OF REPRESENTATIVES
Wednesday, March 17, 1993

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker Pro Tempore.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 16 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Redwine and Wilmoth for today.

REPORTS OF COMMITTEES

The following reports from standing committees are presented:

By Representative R. Thompson for the Committee on Local and Regional Government I:

H.B. 162, A BILL TO BE ENTITLED AN ACT CONCERNING ANNEXATION OF CERTAIN PROPERTY BY THE TOWN OF CLAYTON, with a favorable report.

H.B. 204, A BILL TO BE ENTITLED AN ACT TO EXCHANGE TRACTS OF LAND BETWEEN THE CORPORATE LIMITS OF THE TOWNS OF CARY AND MORRISVILLE, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for March 22. The original bill is placed on the Unfavorable Calendar.

H.B. 207, A BILL TO BE ENTITLED AN ACT TO EXPAND THE BOSTAIN HEIGHTS FIRE DISTRICT IN ROWAN COUNTY, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 265, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE CITY OF WASHINGTON FROM ARTICLE 12, CHAPTER 160A OF THE GENERAL STATUTES IN THE CONVEYANCE OF CERTAIN REAL ESTATE TO THE GREATER WASHINGTON CHAMBER OF COMMERCE, INC., with a favorable report.

H.B. 410, A BILL TO BE ENTITLED AN ACT TO MERGE THE BEAUFORT COUNTY AND WASHINGTON CITY SCHOOL ADMINISTRATIVE UNITS, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Finance.

On motion of Representative R. Thompson, Committee Amendment No. 1 is adopted.

The bill is ordered engrossed and re-referred to the Committee on Finance.

By Representative Gottovi for the Committee on Environment:

H.B. 179, A BILL TO BE ENTITLED AN ACT TO DELETE THE REQUIREMENT THAT CERTAIN REPORTS ON ENVIRONMENTAL ISSUES BE MADE TO THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for March 22. The original bill is placed on the Unfavorable Calendar.

S.B. 55, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE GENERAL STATUTES TO INCLUDE TRAINING FOR INCINERATOR OPERATORS OF SOLID WASTE MANAGEMENT FACILITIES, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for March 22. The original bill is placed on the Unfavorable Calendar.

By Representative Michaux for the Committee on Judiciary I:

H.B. 120, A BILL TO BE ENTITLED AN ACT TO AMEND THE OPEN MEETINGS LAW, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for March 22. The original bill is placed on the Unfavorable Calendar.

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 124, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A STATEWIDE PROGRAM TO IMPROVE THE COLLECTION OF ACCOUNTS RECEIVABLE BY THE STATE, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Easterling, Alexander, Colton, DeVane, Fitch, Holt, Luebke, Lutz, and McAllister:

H.B. 431, A BILL TO BE ENTITLED AN ACT DIRECTING THE COMMISSION FOR HEALTH SERVICES TO ADOPT RULES RELATING TO RESIDENTIAL SWIMMING POOL SAFETY, is referred to the Committee on Health and Human Services.

By Representative Edwards (by request):

H.B. 432, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE HYDE COUNTY TO LEVY A ONE PERCENT LOCAL LAND TRANSFER TAX, is referred to the Committee on Finance.

By Representatives Joye, Alphin, Brawley, Edwards, Gardner, Hall, Howard, Ives, Jenkins, Lemmond, McCombs, McCrary, McLawhorn, Mercer, Mitchell, Nichols, C. Preston, Smith, Stewart, R. Thompson, and Wilkins:

H.B. 433, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROHIBIT

CERTAIN UNFUNDED MANDATES TO COUNTIES AND CITIES BY THE STATE OF NORTH CAROLINA AND TO AMEND THE GENERAL STATUTES TO MAKE MANDATORY THE PREPARATION OF FISCAL NOTES FOR PROPOSED LEGISLATION THAT COULD REQUIRE COUNTIES AND CITIES TO SPEND FUNDS, is referred to the Committee on Constitutional Amendments and Referenda.

By Representatives Joye, Alphin, Brawley, Edwards, Gardner, Hall, Howard, R. Hunter, Ives, Jenkins, Lemmond, McCombs, McCrary, McLawhorn, Mercer, Mitchell, Nichols, C. Preston, Smith, Stewart, R. Thompson, and Wilkins:

H.B. 434, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS OF NORTH CAROLINA TO LIMIT CERTAIN UNFUNDED REGULATORY MANDATES TO COUNTIES AND CITIES BY THE STATE OF NORTH CAROLINA AND TO AMEND THE GENERAL STATUTES TO MAKE MANDATORY THE PREPARATION OF FISCAL NOTES FOR PROPOSED REGULATIONS THAT COULD REQUIRE COUNTIES AND CITIES TO SPEND FUNDS, is referred to the Committee on Judiciary I.

By Representative R. Hunter:

H.B. 435, A BILL TO BE ENTITLED AN ACT TO ALLOW ABSENTEE VOTING IN OLD FORT TOWN ELECTIONS CONDUCTED BY THE MUNICIPAL BOARD OF ELECTIONS, is referred to the Committee on Local and Regional Government I.

By Representative Gottovi:

H.B. 436, A BILL TO BE ENTITLED AN ACT TO ALLOW NEW HANOVER COUNTY TO REGULATE THE OPERATION OF PERSONAL WATERCRAFT, is referred to the Committee on Local and Regional Government I.

By Representative Michaux:

H.B. 437, A BILL TO BE ENTITLED AN ACT TO GRANT STATUTORY POWERS TO TRUSTEES UNDER EXPRESS TRUST INSTRUMENTS, is referred to the Committee on Judiciary I.

By Representatives Fussell and Stamey:

H.B. 438, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR NURSE ANESTHETIST TRAINING, is referred to the Committee on Appropriations.

MESSAGE FROM THE SENATE

The following is received from the Senate:

Committee Substitute for **S.B. 8**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HEALTH CARE PROVIDERS FROM REFERRING PATIENTS TO HEALTH CARE GOODS OR SERVICES OFFERED BY ENTITIES IN WHICH THE REFERRING PROVIDER HAS AN OWNERSHIP INTEREST, is read the first time and referred to the Committee on Judiciary III.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 27**, A BILL TO BE ENTITLED AN ACT TO RESTRICT THE TRANSPORTATION OF CHILDREN UNDER THE AGE OF TWELVE IN THE OPEN BED OR OPEN CARGO AREA OF A VEHICLE.

On motion of Representative Dickson, consideration of the bill is postponed until March 18.

H.B. 395, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE RECORDING OF CERTIFIED COPIES OF DOCUMENTS IN THE OFFICE OF THE REGISTER OF DEEDS.

On motion of Representative McLaughlin, consideration of the bill is postponed until March 18.

RE-REFERRAL

On motion of Representative Cunningham, the rules are suspended and **H.B. 219**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE HEALTH EDUCATION AND PERSONAL RESPONSIBILITY ACT, is withdrawn from the Committee on Insurance and re-referred to the Committee on Health and Human Services.

CONFERENCE REPORT

Representative G. Miller sends forth the following Conference Report and moves its adoption.

House Committee Substitute for S.B. 10

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **S.B. 10**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CERTIFICATE OF NEED LAW, House Committee Substitute Favorable 2/19/93, Fifth Edition Engrossed 2/24/93, wish to report as follows:

The Senate concurs in the House Committee Substitute Favorable 2/19/93, Fifth Edition Engrossed 2/24/93, with the following amendments:

On page 5, lines 19 through 32, by rewriting those lines to read:

"(7a) 'Diagnostic center' means a freestanding facility, program, or provider, including but not limited to, physicians' offices, clinical laboratories, radiology centers, and mobile diagnostic programs, in which the total cost of all the medical diagnostic equipment utilized by the facility which cost ten thousand dollars ($10,000) or more exceeds five

hundred thousand dollars ($500,000). In determining whether the medical diagnostic equipment in a diagnostic center costs more than five hundred thousand dollars ($500,000), the costs of the equipment, studies, surveys, designs, plans, working drawings, specifications, construction, installation, and other activities essential to acquiring and making operational the equipment shall be included. The capital expenditure for the equipment shall be deemed to be the fair market value of the equipment or the cost of the equipment, whichever is greater."; and

on page 26, line 38, by rewriting that line to read:

"develop new institutional health services as defined in G.S. 131E-176(16), as amended by this act, except that"; and

on page 26, lines 40 through 42, by rewriting those lines to read:

"any political subdivision of the State, or any other comparable entity who has lawfully entered into a binding legal contract to develop and offer any service that was not a new institutional health service requiring a certificate of need prior to the ratification of this act. This act shall not affect litigation pending on".

The House agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 17th of March, 1993.

Conferees for the Senate

S/ George B. Daniel
S/ David W. Hoyle
S/ Leslie J. Winner
S/ Luther H. Jordan, Jr.

Conferees for the House of Representatives

S/ George W. Miller, Jr.
S/ John R. Gamble, Jr.
S/ Karen E. Gottovi
S/ Frances M. Cummings
S/ Jean Preston
S/ Walter W. Dickson

The Conference Report is adopted, by electronic vote (97-13), and the Senate is so notified by Special Message.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
March 17, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees on House Committee Substitute for **S.B. 10**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CERTIFICATE OF NEED

LAW, to the end that when a similar action has been taken on the part of your Honorable Body, the President will order the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

Committee Substitute for **S.B. 467**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE SPEEDS UPON WHICH THE DIVISION OF MOTOR VEHICLES' LICENSE SUSPENSION AUTHORITY IS BASED, is read the first time and referred to the Committee on Judiciary I.

On motion of Representative Jack Hunt, seconded by Representative Moore, the House adjourns at 3:21 p.m. to reconvene March 18 at 1:00 p.m.

THIRTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Thursday, March 18, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by Representative Fitch, House Majority Leader.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Stamey, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 17 has been examined and found correct. Upon her motion, the Journal is approved as written.

Leaves of absence are granted Speaker Blue; Representatives Hightower, Jack Hunt and Sutton for today.

PERMANENT SUBCOMMITTEE REPORT

The following report from permanent subcommittee is presented:

Representative Oldham submits the following report of the Permanent Subcommittee on Community Colleges and Universities.

COMMITTEE REPORT

March 17, 1993

TO: Rep. Anne Barnes, Chair
House Committee on Education

FROM: Rep. Warren Oldham, Chair
House Subcommittee on Community Colleges and Universities

RE: Subcommittee Report of Qualified Nominees for House Election to the Board of Governors of The University of North Carolina

Listed below, by category, are the legally qualified nominees for consideration by the members of the House in the forthcoming election to the Board of Governors of The University of North Carolina under House Resolution 135. In order to indicate the results of the Subcommittee's votes for the information of the members of the House, the names of the nominees are ranked, within each category, in decreasing order by the number of votes received from the members of the Subcommittee, beginning with the nominee who received the highest number of votes. At the Subcommittee's meeting on 3/16/93, a total of seven members were present and voted for their preferences; four members were unavoidably absent.

I certify that these nominees have been screened thoroughly and are willing to serve if elected:

	NAME	COUNTY	COMMITTEE VOTES
MINORITY PARTY (2 Seats to fill)	Garwood, John Allen	Wilkes	(6)
	DuPuy, Carla	Mecklenburg	(5)
	Cecil, John F.A.V.	Buncombe	(2)
	Hayes, Henry C.	Warren	(1)
AT-LARGE (6 Seats to fill)	Bibbs, Mark L.	Cleveland	(7)
	Newbold, Ellen Sheffield	Duplin	(7)
	Webb, Harold H.	Wake	(7)
	Woods, Ruth Dial	Robeson	(7)
	Peterson, Dewey Wayne	Wake	(6)
	Reaves, H.D., Jr.	Cumberland	(4)
	Adams, Roderick D. (Rod)	Durham	(3)
	Bruce, L.C.	Wake	(1)
VACANCY	Lee, Valeria Lynch	Forsyth	(6)
WOMAN (1 Seat to fill)	Williamson, LaDane	Brunswick	(1)

On motion of Representative Barnes, Chair for the Standing Committee on Education, the report is placed on the Calendar for immediate consideration.

CALENDAR

Action is taken on the following:

ELECTION OF MEMBERS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA

Representative Luebke requests that he be excused from voting in the election under Rule 24.1A and this request is granted.

The Chair explains the rules of voting to the membership.

Pursuant to **H.R. 135**, the election proceeds by a call of the roll of the House.

Representative Barnes and her designees retire from the Chamber to canvass the votes.

GUESTS

Miss Christa Tyson, Miss North Carolina USA, and her father, Mr. Carlton Tyson, are escorted to the Well of the House by Representatives Alexander, Barbee, Black, Cunningham, Griffin, and Tallent, where Miss Tyson makes brief remarks to the Body.

REPORTS OF COMMITTEES

The following reports from standing committees are presented:

By Representative Judy Hunt for the Committee on Public Utilities:

H.B. 94, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE NORTH CAROLINA ENERGY DEVELOPMENT AUTHORITY, with a favorable report, as amended.

By Representative Smith for the Committee on State Government:

H.B. 19, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW WITH REGARD TO THE REJECTION OF COMPETITIVE BIDS FOR GOODS AND SERVICES, with a favorable report.

H.B. 86, A BILL TO BE ENTITLED AN ACT TO ESTABLISH REGIONAL RESPONSE TEAMS FOR HAZARDOUS MATERIALS EMERGENCIES IN NORTH CAROLINA, with a favorable report.

S.B. 97, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES TO AUTHORIZE THE GOVERNOR TO APPOINT A SPOUSE OF A COMMERCIAL FISHERMAN TO SERVE ON THE MARINE FISHERIES COMMISSION IN THE PLACE OF THE COMMERCIAL FISHERMAN, with a favorable report.

PERMANENT SUBCOMMITTEE REPORT

The following report from permanent subcommittee is presented:

Representative Smith, Chair for the Permanent Subcommittee on Military, Veterans and Indian Affairs of the Standing Committee on State Government sends forth the following subcommittee referral.

Representative Hightower, Chair for the Standing Committee on State Government refers:

H.B. 96, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING THE ACQUISITION, DISPOSITION, AND MANAGEMENT OF STATE REAL PROPERTY, to the Permanent Subcommittee on State Parks, Facilities and Property.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Jack Hunt:

H.B. 439, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO PUBLIC OFFICE UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Jack Hunt and Bowman:

H.J.R. 440, A JOINT RESOLUTION INVITING THE HONORABLE JAMES G. EXUM, JR., CHIEF JUSTICE OF THE SUPREME COURT, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Mavretic:

H.B. 441, A BILL TO BE ENTITLED AN ACT TO ALLOW THE EDGECOMBE COUNTY ABC BOARD TO CONTRACT WITH THE DIVISION OF ALCOHOL LAW ENFORCEMENT FOR LOCAL ALCOHOL LAW ENFORCEMENT, is referred to the Committee on Judiciary I.

By Representative Mavretic:

H.B. 442, A BILL TO BE ENTITLED AN ACT TO PERMIT THE EDGECOMBE COUNTY ABC BOARD TO SELL BEER AND UNFORTIFIED WINE, is referred to the Committee on Judiciary I.

By Representative Michaux:

H.B. 443, A BILL TO BE ENTITLED AN ACT TO EXEMPT JOINT MUNICIPAL POWER AGENCIES FROM THE STATE BIDDING LAWS IN THE CONSTRUCTION OF ELECTRIC GENERATION AND TRANSMISSION PROJECTS, is referred to the Committee on Public Utilities.

By Representatives Michaux, Alexander, Balmer, Bowman, Easterling, Joye, Kennedy, McCrary, and Stamey:

H.B. 444, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE DIPLOMA NURSING PROGRAM, is referred to the Committee on Appropriations.

By Representatives Michaux, Kennedy, Luebke, and Stamey:

H.B. 445, A BILL TO BE ENTITLED AN ACT TO ESTABLISH STATEWIDE COMPUTERIZED VOTER REGISTRATION, is referred to the Committee on Judiciary I.

By Representatives James, Bowman, and R. Thompson:

H.B. 446, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR INSPECTION AND GRADING OF FARM PRODUCTS, is referred to the Committee on Agriculture.

By Representatives James:

H.B. 447, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN INCOME TAX CREDIT FOR POULTRY COMPOSTING FACILITIES, WHICH HAVE BEEN RECOGNIZED AS AN ENVIRONMENTALLY SOUND METHOD OF DISPOSING OF POULTRY MORTALITIES, is referred to the Committee on Agriculture.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 70**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE INSPECTION OF OSTRICHES AND OTHER RATITES UNDER THE MEAT INSPECTION ACT, is read the first time and referred to the Committee on Agriculture.

S.B. 99, A BILL TO BE ENTITLED AN ACT TO TRANSFER AUTHORITY FROM THE WILDLIFE RESOURCES COMMISSION TO THE DEPARTMENT OF AGRICULTURE TO REGULATE THE PRODUCTION AND SALE OF COMMERCIALLY RAISED FRESHWATER FISH AND FRESHWATER CRUSTACEAN SPECIES, is read the first time and referred to the Committee on Agriculture.

CALENDAR (continued)

H.B. 162, A BILL TO BE ENTITLED AN ACT CONCERNING ANNEXATION OF CERTAIN PROPERTY BY THE TOWN OF CLAYTON, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnhill, Beall, Berry, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Creech, Culp, Cummings, Daughtry, Decker, DeVane, Diamont, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Flaherty, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holmes, Holt, Howard, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stamey, Stewart,

Tallent, G. Thompson, R. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 102.

Voting in the negative: None.

Excused absences: Representatives Hightower, Jack Hunt, and Sutton - 3.

REPRESENTATIVE COLTON, SPEAKER PRO TEMPORE PRESIDING.

ENROLLED BILL

The following is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 10, AN ACT TO MODIFY THE CERTIFICATE OF NEED LAW. (CHAPTER 7)

REPRESENTATIVE FITCH, HOUSE MAJORITY LEADER, PRESIDING.

CALENDAR (continued)

H.B. 265, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE CITY OF WASHINGTON FROM ARTICLE 12, CHAPTER 160A OF THE GENERAL STATUTES IN THE CONVEYANCE OF CERTAIN REAL ESTATE TO THE GREATER WASHINGTON CHAMBER OF COMMERCE, INC., passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 27**, A BILL TO BE ENTITLED AN ACT TO RESTRICT THE TRANSPORTATION OF CHILDREN UNDER THE AGE OF TWELVE IN THE OPEN BED OR OPEN CARGO AREA OF A VEHICLE.

Representative Baddour offers Amendment No. 6 which is adopted by electronic vote (66-36).

Representative Cunningham offers Amendment No. 7 which is adopted by electronic vote (79-27).

Representative Dickson calls the previous question on the passage of the bill.

Representative Creech moves to postpone indefinitely the call for the previous question.

Representative Creech withdraws his motion.

The call for the previous question fails by electronic vote (53-55).

Representative Creech offers Amendment No. 8.

Representative Creech moves to suspend Rule 31(d) in order that the caption of the bill may be amended on the floor. The motion fails by electronic vote (48-59).

The Chair rules the amendment is out of order pursuant to Rule 31(d).

Amendment No. 8 is returned to Representative Creech.

Representative James moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Transportation.

Representative James withdraws his motion.

Representative James moves that the bill be withdrawn from the Calendar, engrossed and placed on the Calendar of March 24. The motion fails by electronic vote (52-58).

Representative Ellis offers Amendment No. 9.

Representative Gamble requests a ruling of the Chair on the germaneness of the amendment offered by Representative Ellis. The Chair rules that the amendment is germane to the bill.

On motion of Representative Judy Hunt, seconded by Representative Holt, Amendment No. 9 is tabled by electronic vote (65-42).

Representative Dickson calls the previous question on the passage of the bill and the call is sustained by electronic vote (90-20).

The bill, as amended, passes its third reading, by electronic vote (83-27), and is ordered engrossed and sent to the Senate.

Representative Nye requests a ruling of the Chair pursuant to Representative Dickson's call for the previous question a second time, with the measure at the same stage. The Chair rules that according to Rule 14, the motion was in order.

RESULTS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA ELECTION

Representative Barnes, Chair of the Standing Committee on Education, makes the following report concerning the Board of Governors of the University of North Carolina election.

A total of 114 Members voted in the election, thus 58 votes constitute a majority in any election.

In the Minority Party Category, John Allen Garwood received 96 votes; John F. A. V. Cecil received 67 votes; Carla DuPuy received 61 votes; and Henry C. Hayes received 4 votes.

In the At-Large Category, Dewey Wayne Peterson received 110 votes; Ellen Sheffield Newbold received 108 votes; Mark L. Bibbs received 101 votes; H. D. Reaves, Jr. received 99 votes; Harold H. Webb received 97 votes; Roderick D. (Rod) Adams received 92 votes; Ruth Dial Woods received 61 votes; and L. C. Bruce received 16 votes.

In the Woman's Category vacancy, Valeria Lynch Lee received 76 votes and LaDane Williamson received 38 votes.

The Chair announces that the following persons are duly elected for four year terms to the Board of Governors of the University of North Carolina:

In the Minority Party Category, John Allen Garwood and John F. A. V. Cecil are elected;

In the At-Large Category, Dewey Wayne Peterson, Ellen Sheffield Newbold, Mark L. Bibbs, H. D. Reaves, Jr., Harold H. Webb, and Roderick D. (Rod) Adams are elected.

The following person is duly elected to fill a two year term to the Board of Governors of the University of North Carolina:

In the Woman's Category vacancy, Valeria Lynch Lee is elected.

The Senate is so notified of the action taken by Special Message.

CALENDAR (continued)

H.B. 395, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE RECORDING OF CERTIFIED COPIES OF DOCUMENTS IN THE OFFICE OF THE REGISTER OF DEEDS, passes its second reading, by electronic vote (106-0), and there being no objection is read a third time.

On motion of Representative Braswell, Committee Amendment No. 1 is adopted by electronic vote (99-0).

The bill, as amended, passes its third reading, by electronic vote (98-0), and is ordered engrossed and sent to the Senate.

Committee Substitute for **H.B. 6**, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO OBSTRUCT THE LEGISLATIVE INQUIRY PROCESS, TO INTERFERE WITH CONTRACTS OF THE LEGISLATIVE BRANCH, AND TO EXCLUDE VIOLATORS FROM GOVERNMENT PROCUREMENT PROGRAMS.

On motion of Representative Gamble, consideration of the bill is postponed until March 23.

Committee Substitute for **H.B. 57**, A BILL TO BE ENTITLED AN ACT TO REQUIRE PARTNERSHIPS TO FURNISH EACH PARTNER A COPY OF THE STATE "K-1" TAX FORM, passes its second reading, by electronic vote (103-0), and there being no objection is read a third time.

The bill passes its third reading, by electronic vote (103-0), and is ordered sent to the Senate.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative G. Miller, the rules are suspended and **H.B. 120**, A BILL TO BE ENTITLED AN ACT TO AMEND THE OPEN MEETINGS LAW AND TO AMEND THE PUBLIC RECORDS LAW AS IT RELATES TO THE HOSPITAL LICENSURE

ACT, is withdrawn from the Calendar of March 22 and placed on the Calendar of March 23.

SPEAKER BLUE PRESIDING.

On motion of Representative Stamey, seconded by Representative J. Preston, the House adjourns, by electronic vote (98–1), at 3:15 p.m. to reconvene Monday, March 22, 1993, at 8:00 p.m.

THIRTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Monday, March 22, 1993

The House meets at 8:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 18 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Dockham, Lutz, Warner, and P. Wilson for today.

REPORTS OF COMMITTEES

The following reports from standing committees are presented:

By Representative Barnes for the Committee on Education:

Committee Substitute for **H.B. 49**, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHO SHALL BE ENTITLED TO THE PRIVILEGES AND ADVANTAGES OF THE PUBLIC SCHOOLS, WHO SHALL PAY TUITION, AND TO CREATE AN EDUCATION POWER OF ATTORNEY, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for March 24. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Michaux for the Committee on Judiciary I:

H.B. 115, A BILL TO BE ENTITLED AN ACT TO MAKE NOTE TAKING BY JURORS A DISCRETIONARY DECISION OF THE PRESIDING JUDGE, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for March 24. The original bill is placed on the Unfavorable Calendar.

H.B. 116, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TRIAL JUDGE TO ALLOW JURORS TO TAKE EXHIBITS AND WRITINGS INTO THE JURY ROOM WITHOUT THE PARTIES' CONSENT, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for March 24. The original bill is placed on the Unfavorable Calendar.

By Representative Fussell for the Committee on Public Employees:

H.B. 194, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A STUDY OF THE ADMINISTRATION OF THE STATE'S FLEXIBLE COMPENSATION PROGRAM FOR STATE EMPLOYEES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for March 24. The original bill is placed on the Unfavorable Calendar.

H.B. 195, A BILL TO BE ENTITLED AN ACT TO CORRECT INEQUITIES IN THE SALARIES OF EQUALLY QUALIFIED MINORITIES, FEMALES, AND WHITE MALES SUBJECT TO THE STATE PERSONNEL ACT WITHIN OCCUPATIONAL CATEGORIES IN STATE EMPLOYMENT, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives McLaughlin, Alexander, Black, Bowman, Brawley, Culp, Cunningham, Easterling, Joye, Lemmond, Morgan, Russell, Wilkins, and C. Wilson:

H.B. 448, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN OFFICER MAY MAKE A WARRANTLESS ARREST ON SCHOOL GROUNDS FOR CERTAIN MISDEMEANOR OFFENSES COMMITTED ON SCHOOL GROUNDS, is referred to the Committee on Judiciary I.

By Representatives Lemmond, Black, Burton, Church, DeVane, Dickson, Gardner, Hill, Howard, Joye, Justus, Kuczmarski, Luebke, McCombs, Morgan, Richardson, Russell, Smith, Spears, Wood, and Wright:

H.B. 449, A BILL TO BE ENTITLED AN ACT TO INCLUDE INTEREST AND PENALTIES IN REFUNDS OF MONIES OVER-COLLECTED FROM CONSUMERS ON THE OVERCOLLECTED AMOUNT, is referred to the Committee on Financial Institutions.

By Representatives Jeffus, Bowie, Burton, Gist, Jarrell, and Wood:

H.B. 450, A BILL TO BE ENTITLED AN ACT TO REWRITE THE LAW REGARDING THE GREENSBORO FIREMEN'S SUPPLEMENTAL RETIREMENT SYSTEM, is referred to the Committee on Local and Regional Government I.

By Representatives Gottovi and Cummings:

H.B. 451, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT LOCAL HEALTH DEPARTMENTS MAY NOT BE APPOINTED AS GUARDIANS, is referred to the Committee on Judiciary II.

By Representatives Gottovi and Cummings:

H.B. 452, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE REQUIREMENTS OF THE GENERAL STATUTES PERTAINING TO IMMUNIZATIONS, is referred to the Committee on Health and Human Services.

By Representatives Hightower and Bowman:

H.B. 453, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT UNOPPOSED CANDIDATES FOR STATUTORILY CREATED OFFICES WHICH ARE ELECTED ON A PARTISAN BASIS ARE DECLARED ELECTED WITHOUT APPEARING ON THE GENERAL ELECTION BALLOT, SO AS TO REDUCE BALLOT CLUTTER, REDUCE COSTS OF ELECTION AND CAMPAIGNING, is referred to the Committee on Judiciary I.

By Representatives Hightower and Hall:

H.B. 454, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ALLOW THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY, DIVISION OF EMERGENCY MANAGEMENT'S OPERATIONS CENTER, TO OPERATE ON A TWENTY-FOUR-HOUR-A-DAY BASIS, is referred to the Committee on Appropriations.

By Representatives Hightower and Hall:

H.B. 455, A BILL TO BE ENTITLED AN ACT TO MAKE THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION THE CHAIRMAN OF THE STATE BOARD OF EDUCATION AND TO AMEND THE CONSTITUTION TO CHANGE THE COMPOSITION OF THE STATE BOARD OF EDUCATION, is referred to the Committee on Constitutional Amendments and Referenda.

By Representatives Wainwright, Edwards, and Nichols:

H.B. 456, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONVEYANCE OF CERTAIN PROPERTY OWNED BY THE CITY OF NEW BERN TO THE NEUSE RIVER COMMUNITY DEVELOPMENT CORPORATION, INC., is referred to the Committee on Local and Regional Government II.

By Representatives Barnes, Alphin, Berry, Black, Bowen, Bowman, Burton, Church, Colton, Culp, Cummings, Diamont, Dickson, Easterling, Fitch, Hackney, Hall, Hensley, Holt, Judy Hunt, H. Hunter, Jarrell, Jeffus, Joye, Kennedy, Kuczmarski, Lemmond, Luebke, Lutz, McAllister, McLawhorn, Michaux, B. Miller, G. Miller, Nesbitt, Spears, Stamey, Stewart, Sutton, Wainwright, P. Wilson, and Wright:

H.B. 457, A BILL TO BE ENTITLED AN ACT TO REMOVE BARRIERS IN INSURANCE POLICIES AND PLANS TO PROVIDE FOR REIMBURSEMENT TO REGISTERED NURSES PROVIDING SERVICES WITHIN THE SCOPE OF THEIR PRACTICE, is referred to the Committee on Insurance.

By Representatives Barnes, Alphin, Berry, Black, Bowen, Bowman, Burton, Church, Colton, Culp, Cummings, Diamont, Dickson, Easterling, Fitch, Hackney, Hall, Hensley, Holt, Judy Hunt, H. Hunter, Jarrell, Jeffus, Joye, Kennedy, Kuczmarski, Lemmond, Luebke, Lutz, McAllister, McLawhorn, Michaux, B. Miller, G. Miller, Nesbitt, Spears, Stamey, Stewart, Sutton, Wainwright, P. Wilson, and Wright:

H.B. 458, A BILL TO BE ENTITLED AN ACT TO REMOVE BARRIERS IN THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN SO AS TO PROVIDE REIMBURSEMENT TO REGISTERED NURSES PROVIDING SERVICES WITHIN THE SCOPE OF THEIR PRACTICE, is referred to the Committee on Appropriations.

By Representatives Gottovi, Alexander, Barnes, Barnhill, Bowman, Brawley, D. Brown, Colton, Cummings, Dickson, Easterling, Gamble, Green, Hackney, Judy Hunt, Jenkins, Joye, Kuczmarski, Luebke, Moore, Stamey, Weatherly, Wilmoth, C. Wilson, and Wright:

H.B. 459, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE SALE OR OTHER DISPOSAL OF TOBACCO TO MINORS, KNOWINGLY OR OTHERWISE, AND TO PROVIDE THAT IT IS AN AFFIRMATIVE DEFENSE THAT THE SELLER REQUESTED IDENTIFICATION OR HAD OTHER FACTS THAT REASONABLY INDICATED THAT THE PURCHASER WAS OF LEGAL AGE, is referred to the Committee on Judiciary II.

By Representatives DeVane, Cummings, Hill, H. Hunter, Redwine, and Sutton:

H.B. 460, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO IMPLEMENT PHASE I OF THE MASTER PLAN FOR LUMBER RIVER STATE PARK AND FOR THE PURCHASE OF ADDITIONAL LAND FOR THE PARK, is referred to the Committee on Appropriations.

RE-REFERRALS

On motion of Representatives Barnes, the rules are suspended and **H.B. 1**, A BILL TO BE ENTITLED AN ACT TO PROPOSE AMENDMENTS TO THE CONSTITUTION TO MAKE THE

SUPERINTENDENT OF PUBLIC INSTRUCTION AN APPOINTIVE POSITION AND TO SELECT THE STATE BOARD OF EDUCATION IN A PROCESS TO BE DETERMINED BY STATUTE AND TO DEFINE THE POWERS AND DUTIES OF THE STATE BOARD BY STATUTE, is withdrawn from the Committee on Education and re-referred to the Committee on Constitutional Amendments and Referenda.

On motion of Representative Barnes, the rules are suspended and **H.B. 24**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO AMEND THE CONSTITUTION TO CHANGE THE STATE BOARD OF EDUCATION APPOINTMENT PROCESS AND TO AUTHORIZE THE STATE BOARD OF EDUCATION TO APPOINT THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION, is withdrawn from the Committee on Education and re-referred to the Committee on Constitutional Amendments and Referenda.

On motion of Representative Barnes, the rules are suspended and **H.B. 321**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO AMEND THE CONSTITUTION TO CHANGE THE STATE BOARD OF EDUCATION APPOINTMENT PROCESS AND TO AUTHORIZE THE STATE BOARD OF EDUCATION TO APPOINT THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION, withdrawn from the Committee on Education and re-referred to the Committee on Constitutional Amendments and Referenda.

MESSAGE FROM THE SENATE

The following is received from the Senate:

Committee Substitute for **S.B. 181**, A BILL TO BE ENTITLED AN ACT TO REQUIRE ENTITIES PROVIDING HEALTH BENEFIT PLANS TO MAKE DIRECT PAYMENT TO GOVERNMENTAL AGENCIES PROVIDING HEALTH CARE SERVICES, is read the first and referred to the Committee on Insurance.

CALENDAR

Action is taken on the following:

H.B. 162, A BILL TO BE ENTITLED AN ACT CONCERNING ANNEXATION OF CERTAIN PROPERTY BY THE TOWN OF CLAYTON, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Diamont, Dickson, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall,

Hayes, Hensley, Hightower, Hill, Holmes, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, R. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 108.

Voting in the negative: None.

Excused absences: Representatives Dockham, Lutz, Warner, and P. Wilson - 4.

Committee Substitute for **H.B. 204**, A BILL TO BE ENTITLED AN ACT TO EXCHANGE TRACTS OF LAND BETWEEN THE CORPORATE LIMITS OF THE TOWNS OF CARY AND MORRISVILLE.

On motion of Representative Stamey, the bill is withdrawn from the Calendar and re-referred to the Committee on Finance.

Committee Substitute for **H.B. 179**, A BILL TO BE ENTITLED AN ACT TO DELETE THE REQUIREMENT THAT CERTAIN REPORTS ON ENVIRONMENTAL ISSUES BE MADE TO THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

House Committee Substitute for **S.B. 55**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE GENERAL STATUTES TO INCLUDE TRAINING FOR INCINERATOR OPERATORS OF SOLID WASTE MANAGEMENT FACILITIES, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

H.B. 94, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE NORTH CAROLINA ENERGY DEVELOPMENT AUTHORITY.

On motion of Representative Bowman, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 19, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW WITH REGARD TO THE REJECTION OF COMPETITIVE BIDS FOR GOODS AND SERVICES, passes its second reading, by electronic vote (105-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 86, A BILL TO BE ENTITLED AN ACT TO ESTABLISH REGIONAL RESPONSE TEAMS FOR HAZARDOUS MATERIALS EMERGENCIES IN NORTH CAROLINA.

On motion of Representative Hightower, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

S.B. 97, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES TO AUTHORIZE THE GOVERNOR TO APPOINT A SPOUSE OF A COMMERCIAL FISHERMAN TO SERVE ON THE MARINE FISHERIES COMMISSION IN THE PLACE OF THE COMMERCIAL FISHERMAN, passes its second reading, by electronic vote (105-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

INTRODUCTION OF PAGES

Pages for the week of March 22-26 are introduced to the membership. They are: Carra Avery of Harnett, Carson Capps of Wake, Shelley Duncan of Wake, Heather Ennis of Harnett, Ben Ford of Buncombe, Fraser Gray of Forsyth, Tryla Green of Forsyth, Taylor Harris of Forsyth, Susan Herndon of Wake, Paulitta Jones of Wake, MME (Emmy) Kelly of Wake, William Kopp of Buncombe, Paul Lichstein of Pitt, Vanessa Littleton of Translvania, Michael McGugan of Catawba, Scarlet Monroe of Anson, Susan Settlemeyer of Bladen, Meredith Smith of Wayne, Bailey Turner of Iredell, Adam Whitley-Sebti of Pitt, and Sarah Worth of Wake.

On motion of Representative Jack Hunt, seconded by Representative McCrary, the House adjourns at 8:51 p.m. to reconvene March 23 at 1:30 p.m.

THIRTY-THIRD DAY

HOUSE OF REPRESENTATIVES
Tuesday, March 23, 1993

The House meets at 1:30 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 22 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Lutz for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 97, AN ACT TO AMEND THE GENERAL STATUTES TO AUTHORIZE THE GOVERNOR TO APPOINT A SPOUSE OF A COMMERCIAL FISHERMAN TO SERVE ON THE MARINE FISHERIES COMMISSION IN THE PLACE OF THE COMMERCIAL FISHERMAN. (CHAPTER 8)

H.B. 58, AN ACT TO REMOVE THE STATE AUDITOR FROM THE BOARD OF TRUSTEES OF THE NORTH CAROLINA FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND. (CHAPTER 9)

REPORTS OF COMMITTEES

The following reports from standing committees are presented:

By Representative Jack Hunt for the Committee on Rules, Calendar, and Operations of the House:

H.B. 318, A BILL TO BE ENTITLED AN ACT TO ADOPT THE HERTFORD COUNTY WATERMELON FESTIVAL AS THE NORTH CAROLINA WATERMELON FESTIVAL AND TO DECLARE THAT THE FESTIVAL BE HELD ANNUALLY, with a favorable report.

H.J.R. 440, A JOINT RESOLUTION INVITING THE HONORABLE JAMES G. EXUM, JR., CHIEF JUSTICE OF THE SUPREME COURT, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, with a favorable report.

By Representative Hensley for the Committee on Judiciary III:

H.B. 407, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE ORGANIZATIONAL MEETING FOR BOARD OF COUNTY COMMISSIONERS IN THE YEAR OF THEIR ELECTION SHALL TAKE PLACE ON THE DATE THEIR TERM STARTS, with a favorable report.

By Representative McLaughlin, Vice Chair for the Committee on Local and Regional Government II:

H.B. 198, A BILL TO BE ENTITLED AN ACT TO ALLOW ALBERT A. BELL AND LILLY K. BELL TO CONVEY CERTAIN PROPERTY TO THE CITY OF NEW BERN, with a favorable report.

H.B. 380, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE BOARD OF ADJUSTMENT OF THE CITY OF NEW BERN TO MAKE DECISIONS UNDER THE CITY'S UNIFIED DEVELOPMENT ORDINANCE BY A CONCURRING THREE-FIFTHS MAJORITY VOTE, with a favorable report.

H.B. 399, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL PROCEDURES FOR ALEXANDER COUNTY TO INCREASE THE SIZE OF FIRE DISTRICTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Joye, Berry, Dickson, Gamble, Lutz, C. Preston, and Weatherly:

H.B. 461, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE CITY OF LOWELL, is referred to the Committee on Local and Regional Government I.

By Representatives Lee and Cummings:

H.B. 462, A BILL TO BE ENTITLED AN ACT TO AMEND THE SITE SELECTION CRITERIA FOR A LOW-LEVEL RADIOACTIVE WASTE FACILITY TO PROVIDE THAT NO FACILITY BE SITED WITHIN TEN MILES OF A NEIGHBORING STATE, is referred to the Committee on Environment.

By Representative Brubaker:

H.B. 463, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NATIONWIDE INTERSTATE BRANCH BANKING, is referred to the Committee on Financial Institutions.

By Representatives Smith and Brubaker:

H.B. 464, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGULATING MORTGAGE BANKERS AND MORTGAGE BROKERS, is referred to the Committee on Financial Institutions.

By Representatives Smith, Cummings, and Wainwright:

H.B. 465, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AID TO LOCAL SCHOOL ADMINISTRATIVE UNITS AND FOR THE DEPARTMENT OF PUBLIC INSTRUCTION, is referred to the Committee on Appropriations.

By Representatives Baddour, Braswell, and Russell:

H.B. 466, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAYNE COUNTY TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, is referred to the Committee on Local and Regional Government I.

By Representatives Redwine, Edwards, and Flaherty:

H.B. 467, A BILL TO BE ENTITLED AN ACT TO REMOVE THE REQUIREMENT THAT THE REGISTER OF DEEDS PROVIDE THE COUNTY COMMISSIONERS WITH A JUSTIFICATION FOR HAVING A SECOND DEPUTY, is referred to the Committee on State Government.

By Representative Redwine:

H.B. 468, A BILL TO BE ENTITLED AN ACT TO DELAY THE EFFECTIVE DATE OF THE LAW REQUIRING REGISTER OF DEEDS OFFICES TO COMPLY WITH MINIMUM INDEXING STANDARDS FOR LAND RECORDS MANAGEMENT, is referred to the Committee on Judiciary II.

By Representatives Redwine and Bowman:

H.B. 469, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF OFFICIAL LICENSE PLATES TO REGISTERS OF DEEDS, is referred to the Committee on Transportation.

By Representative Stamey:

H.B. 470, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A NEW MULTIPURPOSE EXHIBIT BUILDING AT THE STATE FAIR, is referred to the Committee on Appropriations.

By Representative Cummings:

H.B. 471, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES IN THE LAW REGARDING VOCATIONAL EDUCATION, is referred to the Committee on Education.

By Representatives Brubaker, Bowman, and DeVane:

H.B. 472, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL REAL ESTATE APPRAISERS TO BE LICENSED AND TO SEPARATE THE REAL ESTATE APPRAISAL BOARD FROM THE REAL ESTATE COMMISSION, is referred to the Committee on Financial Institutions.

By Representatives Brubaker, Bowman, and DeVane:

H.B. 473, A BILL TO BE ENTITLED AN ACT TO SEPARATE THE REAL ESTATE APPRAISAL BOARD FROM THE REAL ESTATE COMMISSION, is referred to the Committee on Financial Institutions.

By Representative R. Thompson:

H.B. 474, A BILL TO BE ENTITLED AN ACT TO ENLARGE THE PURPOSES OF THE NORTH CAROLINA SEAFOOD INDUSTRIAL PARK AUTHORITY TO INCLUDE THE PROMOTION OF GENERAL MARITIME ACTIVITIES, is referred to the Committee on Business and Labor.

By Representative G. Miller:

H.B. 475, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AN ADOPTION RESOURCES CENTER, is referred to the Committee on Appropriations.

By Representatives Fussell and Bowman:

H.B. 476, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CONTROLLED SUBSTANCE EXAMINATION REGULATION ACT, is referred to the Committee on Business and Labor.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 218, A BILL TO BE ENTITLED AN ACT TO DIRECT THE JOINT COMMITTEE ON TEACHER EDUCATION TO REPORT TO THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE INSTEAD OF THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS, is read the first time and referred to the Committee on Education.

S.B. 458, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN AT-LARGE SEAT ON THE KINGS MOUNTAIN BOARD OF EDUCATION, INSTEAD OF ALL THE MEMBERS BEING ELECTED FROM RESIDENCY DISTRICTS, is read the first time and referred to the Committee on Local and Regional Government I.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 6**, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO OBSTRUCT THE LEGISLATIVE INQUIRY PROCESS, TO INTERFERE WITH CONTRACTS OF THE LEGISLATIVE BRANCH, AND TO EXCLUDE VIOLATORS FROM GOVERNMENT PROCUREMENT PROGRAMS.

Representative Mavretic offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading by electronic vote (85-32).

Representative Gamble objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **H.B. 120**, A BILL TO BE ENTITLED AN ACT TO AMEND THE OPEN MEETINGS LAW AND TO AMEND THE PUBLIC RECORDS LAW AS IT RELATES TO THE HOSPITAL LICENSURE ACT.

Representative Balmer offers Amendment No. 1.

On motion of Representative Fitch, seconded by Representative Nesbitt, Amendment No. 1 is tabled by electronic vote (73-42).

Representative Justus offers Amendment No. 2 which fails of adoption.

Representative Barnes offers Amendment No. 3.

Representative Barnes withdraws Amendment No. 3.

Representative Barnes offers new Amendment No. 3.

The Speaker rules the amendment out of order.

Amendment No. 3 is returned to Representative Barnes.

Representative H. Hunter offers Amendment No. 4.

Representative H. Hunter calls the previous question on the amendment and the call is sustained by electronic vote (101–7).

Amendment No. 4 is adopted by electronic vote (82–28).

Representative Barnes offers Amendment No. 5 which is adopted by electronic vote (72–33).

Representative Wilkins offers Amendment No. 6 which is adopted by electronic vote (70–36).

The bill, as amended, passes its second reading by electronic vote (97–11).

Representative Baddour objects to the third reading. The bill remains on the Calendar.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Wilkins, the rules are suspended and **H.B. 407,** A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE ORGANIZATIONAL MEETING FOR BOARD OF COUNTY COMMISSIONERS IN THE YEAR OF THEIR ELECTION SHALL TAKE PLACE ON THE DATE THEIR TERM STARTS, is withdrawn from the Calendar of March 24 and placed on the Calendar of March 25.

On motion of Representative Jack Hunt, seconded by Representative C. Preston, the House adjourns at 5:35 p.m. to reconvene March 24 at 2:00 p.m.

THIRTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, March 24, 1993

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Representative Fitch, House Majority Leader.

Prayer is offered by the Representative Fussell.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 23 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Speaker Blue; Representatives Brubaker, Kennedy, Lutz, and Wood for today.

REPORTS OF COMMITTEES

The following reports from standing committees are presented:

By Representative R. Thompson for the Committee on Local and Regional Government I:

H.B. 379, A BILL TO BE ENTITLED AN ACT TO ALLOW HALIFAX COUNTY TO CREATE FIRE PROTECTION DISTRICTS IN WHICH FIRE PROTECTION IS FUNDED BY FEES RATHER THAN TAXES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 389, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 1073 OF THE 1959 SESSION LAWS TO PROVIDE THAT THE SHERIFF ISSUE MITCHELL COUNTY WEAPON PERMITS, with a favorable report.

H.B. 404, A BILL TO BE ENTITLED AN ACT TO LIMIT THE LIABILITY OF MEMBERS OF THE DARE COUNTY AIRPORT AUTHORITY AND TO AFFORD THE DARE COUNTY AIRPORT AUTHORITY WITH THE PROTECTION AVAILABLE TO CITIES AND COUNTIES, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

H.B. 405, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE CITY OF NORTHWEST, with a favorable report.

H.B. 411, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 1073 OF THE 1959 SESSION LAWS TO PROVIDE THAT THE SHERIFF ISSUE PERQUIMANS COUNTY WEAPON PERMITS, with a favorable report.

H.B. 412, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD OF ELECTING THE PERQUIMANS COUNTY BOARD OF EDUCATION TO IMPROVE THE OPPORTUNITY FOR MINORITY CITIZENS TO ELECT CANDIDATES OF THEIR CHOICE, with a favorable report.

H.B. 413, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD OF ELECTING THE PERQUIMANS COUNTY BOARD OF COMMISSIONERS TO IMPROVE THE OPPORTUNITY FOR MINORITY CITIZENS TO ELECT CANDIDATES OF THEIR CHOICE, with a favorable report.

S.B. 335, A BILL TO BE ENTITLED AN ACT TO EXEMPT RICHMOND COUNTY FROM SEEKING FIVE PROSPECTIVE BUYERS BEFORE IT TRANSFERS RICHMOND MEMORIAL HOSPITAL TO RICHMOND MEMORIAL HOSPITAL, A NONPROFIT CORPORATION, with a favorable report.

By Representative Gottovi for the Committee on Environment:

H.B. 31, A BILL TO BE ENTITLED AN ACT TO MODIFY THE WATER COLUMN LEASES IN ARTICLE 16 OF CHAPTER 113 OF THE GENERAL STATUTES, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Finance.

On motion of Representative Gottovi, Committee Amendment No. 1 is adopted by electronic vote (88-0).

The bill is ordered engrossed and re-referred to the Committee on Finance.

H.B. 91, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE SOURCE REDUCTION OF WASTE IN STATE PURCHASING, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for March 29. The original bill is placed on the Unfavorable Calendar.

H.B. 416, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ISSUANCE OF NEW SHELLFISH CULTIVATION LEASES IN CORE SOUND, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Rogers and Cummings:

H.B. 477, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE EASTERN NORTH CAROLINA AGRICULTURAL CENTER, is referred to the Committee on Appropriations.

By Representatives H. Hunter, Burton, Cummings, DeVane, Hensley, Michaux, and Nesbitt:

H.B. 478, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA HOUSING TRUST FUND, is referred to the Committee on Appropriations.

By Representatives H. Hunter, Bowman, Burton, Cummings, Hensley, and Michaux:

H.B. 479, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ECONOMIC DEVELOPMENT IN RURAL AREAS AND DEPRESSED AREAS OF NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representative H. Hunter:

H.B. 480, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE COUNTIES OF BERTIE, HERTFORD, AND NORTHAMPTON PAY PROPORTIONATE SHARES OF CERTAIN LOCAL COMMUNITY COLLEGE COSTS BASED UPON THE PERCENTAGE OF THEIR RESPECTIVE COUNTY RESIDENTS ATTENDING ROANOKE-CHOWAN COMMUNITY COLLEGE, is referred to the Committee on Local and Regional Government I.

By Representatives DeVane, Bowman, and Cummings:

H.B. 481, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF AGRICULTURE FOR

AN AUTOMATED NETWORK TO IMPROVE OPERATING EFFICIENCY AND COMMUNICATION, is referred to the Committee on Appropriations.

By Representatives DeVane, Bowman, Cummings, Nichols, and J. Preston:

H.B. 482, A BILL TO BE ENTITLED AN ACT TO ALLOW THE FIRE AND RESCUE COMMISSION TO REIMBURSE MEMBERS OF ITS CERTIFICATION BOARD AND TO PROVIDE STAFF POSITIONS TO ADMINISTER FIRE AND RESCUE CERTIFICATION PROGRAMS, is referred to the Committee on Appropriations.

By Representatives DeVane and Bowman:

H.B. 483, A BILL TO BE ENTITLED AN ACT TO AMEND THE DAM SAFETY LAW OF 1967 TO MAKE IT MORE EFFECTIVE, is referred to the Committee on Environment.

By Representatives Holt, Brawley, and Gardner:

H.B. 484, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A BOATING SAFETY EDUCATION REQUIREMENT, is referred to the Committee on Transportation.

By Representatives Holt, Brawley, and Gardner:

H.B. 485, A BILL TO BE ENTITLED AN ACT TO ADOPT THE INTERNATIONAL NAVIGATION RULES AND THE INLAND NAVIGATION RULES AS THE LAW IN THIS STATE, is referred to the Committee on Transportation.

By Representatives Holt, Brawley, and Gardner:

H.B. 486, A BILL TO BE ENTITLED AN ACT TO PLACE RESTRICTIONS ON THE USE OF PERSONAL WATERCRAFT SUCH AS JET SKIS AND WATER BIKES, is referred to the Committee on Transportation.

By Representatives Holt, Brawley, Gardner, and Russell:

H.B. 487. A BILL TO BE ENTITLED AN ACT TO CREATE A BOATING SAFETY ADVISORY COMMITTEE, is referred to the Committee on Transportation.

By Representatives Barnhill, Beall, Black, Bowen, D. Brown, Church, Colton, Cunningham, Dickson, Griffin, Hackney, Holt, James, Mercer, Morgan, Nye, Oldham, J. Preston, Rogers, Wilmoth, and Wright:

H.B. 488, A BILL TO BE ENTITLED AN ACT TO REGULATE THE PRACTICE OF RESPIRATORY CARE, is referred to the Committee on State Government.

By Representatives Arnold, Berry, Bowman, Brawley, Creech, Culp, Daughtry, Decker, Dockham, Gardner, Grady, Hayes, McLawhorn, Mitchell, Nichols, G. Thompson, Weatherly, and C. Wilson:

H.B. 489, A BILL TO BE ENTITLED AN ACT TO MAKE IT EASIER FOR LOCAL BOARDS OF EDUCATION TO EXPEL

STUDENTS WHOSE CONTINUED PRESENCE IN SCHOOL CONSTITUTES A CLEAR TREAT TO THE SAFETY AND HEALTH OF OTHER STUDENTS OR EMPLOYEES, is referred to the Committee on Education.

By Representatives Sutton, Bowen, Cummings, DeVane, Hensley, Redwine, Richardson, and Spears:

H.B. 490, A BILL TO BE ENTITLED AN ACT TO CHANGE THE NAME OF THE STATE INDIAN HOUSING AUTHORITY TO THE INDIAN HOUSING AUTHORITY, is referred to the Committee on State Government.

By Representatives Sutton, Cummings, DeVane, Hill, and Redwine:

H.B. 491, A BILL TO BE ENTITLED AN ACT TO REPEAL THE ACT CREATING A REVOLVING LOAN FUND FOR ROBESON COUNTY FOR THE PROCEEDS OF CERTAIN PAST-DUE TAX RECEIPTS, is referred to the Committee on Local and Regional Government I.

By Representative Redwine:

H.B. 492, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A WILDLIFE PRESERVE AND BIRD SANCTUARY IN THE CITY OF BOILING SPRING LAKES IN BRUNSWICK COUNTY, is referred to the Committee on Local and Regional Government I.

By Representative Redwine:

H.B. 493, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NO-WAKE ZONE IN THE CITY OF SOUTHPORT AND TO ALLOW THE CITY OF SOUTHPORT TO REGULATE CERTAIN ACTIVITIES IN WATERWAYS ADJACENT TO THE CITY, is referred to the Committee on Local and Regional Government I.

By Representatives Warner, Bowman, and McLawhorn:

H.B. 494, A BILL TO BE ENTITLED AN ACT TO STREAMLINE THE ADMINISTRATION OF THE PROSPECTIVE TEACHER SCHOLARSHIP LOAN FUND AND TO PERMIT TEACHER ASSISTANTS TO QUALIFY FOR LOANS FROM THE FUND, is referred to the Committee on Education.

By Representatives Hensley, Kuczmarski, and B. Miller (Co-Sponsors); and Church:

H.B. 495, A BILL TO BE ENTITLED AN ACT TO MAKE OMNIBUS AND TECHNICAL CHANGES TO THE SAVINGS INSTITUTIONS LAWS, is referred to the Committee on Financial Institutions.

By Representatives Hensley, Kuczmarski, and B. Miller (Co-Sponsors):

H.B. 496, A BILL TO BE ENTITLED AN ACT TO PERMIT INVESTMENT OF TRUST ASSETS IN MUTUAL FUNDS ADVISED BY A CORPORATE TRUSTEE, is referred to the Committee on Financial Institutions.

By Representatives Hensley and B. Miller (Co-Sponsors):

H.B. 497, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE SECRETARY OF STATE PROVIDE TO THE OFFICE OF STATE PERSONNEL CERTAIN STATE PUBLICATIONS, is referred to the Committee on State Government.

By Representatives Hensley and B. Miller (Co-Sponsors); and Flaherty:

H.B. 498, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE PLACE OF CONFINEMENT OF A JUVENILE TRANSFERRED TO SUPERIOR COURT FOR TRIAL AS AN ADULT, is referred to the Committee on Judiciary III.

By Representatives Hensley, Kuczmarski, and B. Miller (Co-Sponsors); Flaherty, McLawhorn, and Stamey:

H.B. 499, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEES FOR ENROLLING IN AN ACCREDITED DRUG EDUCATION SCHOOL, is referred to the Committee on Finance.

By Representatives Hensley, Flaherty, Russell, and Stamey:

H.B. 500, A BILL TO BE ENTITLED AN ACT TO STANDARDIZE THE INVESTIGATION AND DISCIPLINE OF LAW ENFORCEMENT OFFICERS AND TO PROVIDE FOR JUDICIAL REVIEW, is referred to the Committee on Judiciary III.

By Representatives Hensley and Kuczmarski (Co-Sponsors); Flaherty, Fussell, Justus, Nichols, J. Preston, Russell, Stamey, and G. Thompson:

H.B. 501, A BILL TO BE ENTITLED AN ACT TO ALLOW LAW OFFICERS WHO ARE MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM OR THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO RETIRE WITH UNREDUCED BENEFITS AFTER COMPLETING TWENTY-FIVE YEARS OF SERVICE, is referred to the Committee on Pensions and Retirement.

By Representative Hensley:

H.B. 502, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE ALCOHOLIC BEVERAGE LAWS, is referred to the Committee on Judiciary III.

By Representatives Hensley, Kuczmarski, and B. Miller (Co-Sponsors); DeVane, Flaherty, Gardner, Justus, McLawhorn, Nichols, J. Preston, Russell, and G. Thompson:

H.B. 503, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A LAW ENFORCEMENT OFFICER MAY CARRY A CONCEALED WEAPON WHEN OFF-DUTY IN NORTH CAROLINA, is referred to the Committee on Judiciary III.

By Representatives Hensley and B. Miller (Co-Sponsors):

H.B. 504, A BILL TO BE ENTITLED AN ACT TO CLARIFY RECORD PROTECTION DURING ONGOING OSHA INVESTIGATIONS, is referred to the Committee on Business and Labor.

By Representatives Mavretic and Bowman:

H.B. 505, A BILL TO BE ENTITLED AN ACT REQUESTED BY THE NORTH CAROLINA COUNCIL FOR THE DEAF AND HARD OF HEARING TO RECONSTITUTE THE MEMBERSHIP OF THE NORTH CAROLINA COUNCIL FOR THE DEAF AND HARD OF HEARING, is referred to the Committee on State Government.

By Representative Luebke:

H.B. 506, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE TRANSFER OF REGISTERED VOTERS, WHO RESIDE IN ORANGE COUNTY AND WITHIN THE CITY LIMITS OF THE CITY OF DURHAM, FROM THE DURHAM COUNTY BOARD OF ELECTIONS TO THE ORANGE COUNTY BOARD OF ELECTIONS, is referred to the Committee on Local and Regional Government I.

By Representative Luebke:

H.B. 507, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO AUTHORIZE THE CITY COUNCIL TO REQUIRE OWNERS OF RENTAL PROPERTY WITHIN THE CITY TO AUTHORIZE AN AGENT TO ACCEPT SERVICE OF PROCESS, is referred to the Committee on Local and Regional Government I.

By Representative Griffin:

H.B. 508, A BILL TO BE ENTITLED AN ACT TO CHANGE THE CERTIFICATION PERIOD OF EMERGENCY MEDICAL TECHNICIANS FROM TWO YEARS TO FOUR YEARS, is referred to the Committee on State Government.

By Representative Griffin:

H.B. 509, A BILL TO BE ENTITLED AN ACT TO RAISE THE INHERITANCE TAX FILING THRESHOLD, is referred to the Committee on Finance.

By Representatives James, Rogers, and R. Thompson:

H.B. 510, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL RESOURCES FOR THE MUSEUM OF THE ALBEMARLE IN ELIZABETH CITY, is referred to the Committee on Appropriations.

By Representatives James, Bowman, McLawhorn, Rogers, and R. Thompson:

H.B. 511, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF AGRICULTURE TO INCREASE EFFORTS TO EXPAND DOMESTIC MARKETS FOR AGRICULTURAL PRODUCTS, is referred to the Committee on Appropriations.

By Representatives Nye and Dockham:

H.B. 512, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE UNIVERSITY OF NORTH CAROLINA

SCHOOL OF MEDICINE'S STATEWIDE INFECTION CONTROL PROGRAM, is referred to the Committee on Appropriations.

By Representatives Nye, Dockham, Easterling, Gardner, Justus, Nichols, and J. Preston:

H.B. 513, A BILL TO BE ENTITLED AN ACT TO MANDATE A SINGLE PORTAL OF ENTRY AND EXIT POLICY FOR SERVICES FOR INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES, is referred to the Committee on Health and Human Services.

By Representatives Nye, Bowman, Dockham, Gardner, Nichols, and J. Preston:

H.B. 514, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LAW EXEMPTING THE DIVISION OF YOUTH SERVICES' VOCATIONAL TEACHERS FROM THE EDUCATIONAL REQUIREMENTS OF CRIMINAL JUSTICE CERTIFICATION, is referred to the Committee on Public Employees.

By Representatives Nye, Bowman, Easterling, Gardner, and McLawhorn:

H.B. 515, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO IMPLEMENT THE HOME CARE LICENSURE ACT OF 1991, is referred to the Committee on Appropriations.

By Representatives Wilmoth, Diamont, and Judy Hunt:

H.B. 516, A BILL TO BE ENTITLED AN ACT TO ALLOW ALLEGHANY COUNTY TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, is referred to the Committee on Local and Regional Government I.

By Representatives Wilmoth, Diamont, and Judy Hunt:

H.B. 517, A BILL TO BE ENTITLED AN ACT TO EXPAND THE ALLEGHANY COUNTY BOARD OF COMMISSIONERS FROM THREE TO FIVE MEMBERS, is referred to the Committee on Local and Regional Government I.

By Representatives Moore, Bowman, Cummings, and McLawhorn:

H.B. 518, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF THE BOARD OF NURSING TO REGULATE NURSES AIDES TRAINING PROGRAMS AND TO SET THE MINIMUM QUALIFICATIONS FOR FACULTY MEMBERS OF THESE PROGRAMS, is referred to the Committee on Judiciary I.

By Representatives Michaux and H. Hunter:

H.B. 519, A BILL TO BE ENTITLED AN ACT TO ELIMINATE ANY AMBIGUITY AS TO THE SCOPE OF INSPECTIONS OF THE BOARD OF MORTUARY AFFAIRS, is referred to the Committee on Judiciary I.

By Representative Michaux:

H.B. 520, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO AUTHORIZE THE GIVING OF NOTICE OF SPECIAL MEETINGS OF THE CITY COUNCIL OR ANY OTHER PUBLIC BODY OF THE CITY BY MEANS OF FACSIMILE TRANSMISSION OR ELECTRONIC MAIL, is referred to the Committee on Local and Regional Government II.

By Representative Michaux:

H.B. 521, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY COUNCIL OF THE CITY OF DURHAM TO DELEGATE TO THE CITY MANAGER AUTHORITY TO APPROVE PETITIONS FOR WATER AND SEWER SERVICE, is referred to the Committee on Local and Regional Government II.

By Representatives Michaux, H. Hunter, Luebke, and G. Miller:

H.J.R. 522, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIE C. LOVETT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Michaux and H. Hunter:

H.B. 523, A BILL TO BE ENTITLED AN ACT TO ALLOW THE ORIGINAL CONTRACTING PRENEED LICENSEE TO RETAIN UP TO TEN PERCENT OF THE FUNDS WHEN TRANSFERRING TRUST DEPOSITS TO A SUCCESSOR FUNERAL ESTABLISHMENT, is referred to the Committee on Financial Institutions.

By Representative Redwine:

H.B. 524, A BILL TO BE ENTITLED AN ACT TO PERMIT CHILDREN UNDER SIXTEEN YEARS OF AGE TO BE EMPLOYED BY THEIR PARENTS ON THE PREMISES OF A BUSINESS HOLDING AN ABC PERMIT, is referred to the Committee on Business and Labor.

By Representatives Redwine, Beall, Cummings, Kuczmarski, and McLawhorn:

H.B. 525, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE AGRICULTURAL FINANCE AUTHORITY FOR THE OPERATION OF THE AUTHORITY, is referred to the Committee on Appropriations.

By Representatives Redwine, Beall, and Cummings:

H.B. 526, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE AGRICULTURAL FINANCE AUTHORITY TO USE THE INTEREST FROM THE RESERVE FOR FARM LOANS FOR ADMINISTRATIVE EXPENSES, is referred to the Committee on Appropriations.

By Representatives Redwine, Beall, Cummings, Kuczmarski, and McLawhorn:

H.B. 527, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE AGRICULTURAL FINANCE AUTHORITY

FOR THE RESERVE FOR FARM LOANS, is referred to the Committee on Appropriations.

By Representative Mitchell:

H.B. 528, A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF THIRD DEGREE TRESPASS IN IREDELL COUNTY, is referred to the Committee on Local and Regional Government II.

By Representatives Mitchell and McLawhorn:

H.B. 529, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CROP ALLOTMENTS ARE INTANGIBLE PERSONAL PROPERTY NOT SUBJECT TO PROPERTY TAX, is referred to the Committee on Finance.

By Representatives Gottovi, Bowman, Crawford, Cummings, Dockham, Gardner, Hensley, Holt, Luebke, McLawhorn, Russell, and Wright:

H.B. 530, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE SUPPLEMENTAL FUNDING FOR THE AID TO PUBLIC LIBRARIES FUND, is referred to the Committee on Appropriations.

By Representatives Robinson, Flaherty, and G. Thompson:

H.B. 531, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMUNITY COLLEGES TO COMPLETE CONSTRUCTION OF A TRUCK DRIVER TRAINING RANGE AT CALDWELL COMMUNITY COLLEGE AND TECHNICAL INSTITUTE, is referred to the Committee on Appropriations.

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 31, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE DEPARTMENT OF HUMAN RESOURCES STUDY THE ISSUE OF REIMBURSEMENT FOR DOMICILIARY CARE HOMES AND RECOMMEND A SPECIFIC METHOD FOR RATE SETTING, is read the first time and referred to the Committee on Health and Human Services.

CALENDAR

Action is taken on the following:

H.B. 198, A BILL TO BE ENTITLED AN ACT TO ALLOW ALBERT A. BELL AND LILLY K. BELL TO CONVEY CERTAIN PROPERTY TO THE CITY OF NEW BERN, passes its second reading, by electronic vote (87–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 380, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE BOARD OF ADJUSTMENT OF THE CITY OF NEW BERN TO

MAKE DECISIONS UNDER THE CITY'S UNIFIED DEVELOPMENT ORDINANCE BY A CONCURRING THREE-FIFTHS MAJORITY VOTE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 6**, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO OBSTRUCT THE LEGISLATIVE INQUIRY PROCESS, TO INTERFERE WITH CONTRACTS OF THE LEGISLATIVE BRANCH, AND TO EXCLUDE VIOLATORS FROM GOVERNMENT PROCUREMENT PROGRAMS.

On motion of Representative R. Hunter, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary II.

Committee Substitute for **H.B. 120**, A BILL TO BE ENTITLED AN ACT TO AMEND THE OPEN MEETINGS LAW AND TO AMEND THE PUBLIC RECORDS LAW AS IT RELATES TO THE HOSPITAL LICENSURE ACT.

Representative DeVane offers Amendment No. 7 which is adopted by electronic vote (101-1).

Representative Baddour offers Amendment No. 8 which is adopted by electronic vote (100-4).

Representative James offers Amendment No. 9.

Representative Barnes offers perfecting Amendment No. 10.

On a point of order, Representative G. Miller requests a ruling of the Chair on whether the amendment is perfecting or a substantial amendment. The Chair rules that Amendment No. 10 is a perfecting amendment.

Amendment No. 10 is adopted by electronic vote (76-28).

Representative Nesbitt offers perfecting Amendment No. 11 which is adopted by electronic vote (102-1).

Amendment No. 9 is adopted by electronic vote (75-31).

Representative B. Miller offers Amendment No. 12 which is adopted by electronic vote (98-3).

Representative Alphin offers Amendment No. 13 which fails of adoption by electronic vote (44-61).

The bill, as amended, passes its third reading, by electronic vote (103-2), and is ordered engrossed and sent to the Senate.

Committee Substitute No. 2 for **H.B. 49**, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHO SHALL BE ENTITLED TO THE PRIVILEGES AND ADVANTAGES OF THE PUBLIC SCHOOLS, WHO SHALL PAY TUITION, AND TO CREATE AN EDUCATION POWER OF ATTORNEY.

On motion of Representative Barnes, consideration of the bill is postponed until March 30.

Committee Substitute for **H.B. 115**, A BILL TO BE ENTITLED AN ACT TO MAKE NOTE TAKING BY JURORS A DISCRETIONARY DECISION OF THE PRESIDING JUDGE, passes its second reading, by electronic vote (92–0), and there being no objection is read a third time.

The bill passes its third reading, by electronic vote (95–0), and is ordered sent to the Senate.

Committee Substitute for **H.B. 116**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TRIAL JUDGE TO ALLOW JURORS TO TAKE EXHIBITS AND WRITINGS INTO THE JURY ROOM WITHOUT THE PARTIES' CONSENT, passes its second reading, by electronic vote (93–0), and there being no objection is read a third time.

The bill passes its third reading, by electronic vote (91–0), and is ordered sent to the Senate.

Committee Substitute for **H.B. 194**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A STUDY OF THE ADMINISTRATION OF THE STATE'S FLEXIBLE COMPENSATION PROGRAM FOR STATE EMPLOYEES, passes its second reading by electronic vote (88–9).

Representative Balmer objects to the third reading. The bill remains on the calendar.

H.B. 318, A BILL TO BE ENTITLED AN ACT TO ADOPT THE HERTFORD COUNTY WATERMELON FESTIVAL AS THE NORTH CAROLINA WATERMELON FESTIVAL AND TO DECLARE THAT THE FESTIVAL BE HELD ANNUALLY.

On motion of Representative James, the bill is withdrawn from the Calendar and re–referred to the Committee on Rules, Calendar, and Operations of the House.

H.J.R. 440, A JOINT RESOLUTION INVITING THE HONORABLE JAMES G. EXUM, JR., CHIEF JUSTICE OF THE SUPREME COURT, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, passes its second reading, by electronic vote (93–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by special message.

On motion of Representative Jack Hunt, seconded by Representative Wright, the House adjourns at 4:17 p.m. to reconvene March 25 at 1:15 p.m.

THIRTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Thursday, March 25, 1993

The House meets at 1:15 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 24 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brubaker, Howard, Lutz, and Warner for today.

ENROLLED BILL

The following is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 181, A JOINT RESOLUTION HONORING THE DELEGATES TO THE NORTH CAROLINA CONSTITUTIONAL CONVENTION OF 1868 AND THE FIRST COUNTY COMMISSIONERS, INCLUDING THOSE OF RUTHERFORD COUNTY, ELECTED UNDER THE CONSTITUTION OF 1868 UPON THE 125TH ANNIVERSARY OF THE 1868 NORTH CAROLINA CONSTITUTION, WHICH ESTABLISHED THE COUNTY COMMISSIONER FORM OF GOVERNMENT IN NORTH CAROLINA. (RESOLUTION 4)

REPORTS OF COMMITTEES

The following reports from standing committees are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 83, A BILL TO BE ENTITLED AN ACT TO INCREASE THE SCRAP TIRE DISPOSAL TAX, TO PROVIDE FOR THE DISTRIBUTION OF THE ADDITIONAL TAX PROCEEDS, AND TO REVOKE THE AUTHORITY OF A UNIT OF LOCAL GOVERNMENT OR A CONTRACTING PARTY TO IMPOSE A SEPARATE SCRAP TIRE DISPOSAL FEE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for March 30. The original bill is placed on the Unfavorable Calendar.

By Representative Jack Hunt for the Committee on Rules, Calendar, and Operations of the House:

S.J.R. 68, A JOINT RESOLUTION HONORING THE LATE UNITED STATES SUPREME COURT JUSTICE, THURGOOD MARSHALL, with a favorable report.

SUBCOMMITTEE REFERRALS

Representative Hightower, Chair for the Standing Committee on State Government, refers:

H.B. 467, A BILL TO BE ENTITLED AN ACT TO REMOVE THE REQUIREMENT THAT THE REGISTER OF DEEDS PROVIDE THE COUNTY COMMISSIONERS WITH A JUSTIFICATION FOR HAVING A SECOND DEPUTY, to the Permanent Subcommittee on Military, Veterans and Indian Affairs.

H.B. 85, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A STATE PROCUREMENT POLICY THAT REQUIRES THE STATE TO PURCHASE PRODUCTS CONTAINING RECYCLED MATERIALS AND ESTABLISHES CERTAIN GOALS FOR THE PURCHASE OF GOODS AND SUPPLIES MADE FROM RECYCLED MATERIALS, to the Permanent Subcommittee on State Parks, Facilities and Property.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives McLawhorn, Bowen, J. Brown, Cummings, Ellis, James, Mercer, Rogers, Russell, and R. Thompson:

H.B. 532, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF AGRICULTURE TO RENOVATE A BUILDING TO HOUSE LABORATORIES, is referred to the Committee on Appropriations.

By Representative Wainwright:

H.B. 533, A BILL TO BE ENTITLED AN ACT TO ENSURE THE REIMBURSEMENT OF UNEARNED COMMISSIONS TO EMPLOYEES FROM PRIVATE PERSONNEL SERVICES, is referred to the Committee on Business and Labor.

By Representatives H. Hunter, Berry, Cummings, Hensley, McLawhorn, and Wainwright:

H.B. 534, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO DEVELOP COMPREHENSIVE, COORDINATED ADOLESCENT PREGNANCY PREVENTION INITIATIVES, is referred to the Committee on Appropriations.

By Representatives Nye, Bowman, Easterling, Gardner, Hensley, and McLawhorn:

H.B. 535, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR TRAINING IN HOME AND COMMUNITY LIVING ARRANGEMENTS FOR THE DEVELOPMENTALLY DISABLED, is referred to the Committee on Appropriations.

By Representative H. Hunter:

H.B. 536, A BILL TO BE ENTITLED AN ACT TO ALLOW AREA MENTAL HEALTH, DEVELOPMENTAL DISABILITIES,

AND SUBSTANCE ABUSE AUTHORITIES TO PURCHASE PROPERTY BY INSTALLMENT CONTRACTS, is referred to the Committee on State Government.

By Representatives Rogers, Bowman, Cummings, and McLawhorn:

H.B. 537, A BILL TO BE ENTITLED AN ACT TO ESTABLISH PREKINDERGARTEN PROGRAMS IN THE PUBLIC SCHOOLS, is referred to the Committee on Education.

By Representative Barnes:

H.B. 538, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR IMMEDIATE INCOME WITHHOLDING IN NON-IV-D CHILD SUPPORT CASES, AS REQUIRED BY THE FAMILY SUPPORT ACT, is referred to the Committee on Judiciary III.

By Representative Kennedy:

H.B. 539, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA BUSINESS CORPORATION ACT AND TO AMEND G.S. 54-139 RELATING TO FOREIGN COOPERATIVE CORPORATIONS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Courts and Justice.

By Representative Kennedy:

H.B. 540, A BILL TO BE ENTITLED AN ACT TO PROVIDE FEES TO BE CHARGED BY THE SECRETARY OF STATE UNDER THE REVISED NONPROFIT CORPORATION ACT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Finance.

By Representative Kennedy:

H.B. 541, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GENERAL STATUTES COMMISSION TO DELETE THE DOMICILIARY OR RESIDENCY AND CITIZENSHIP REQUIREMENTS FOR EXAMINATION AND LICENSURE AS A CERTIFIED PUBLIC ACCOUNTANT AND TO MAKE TECHNICAL AMENDMENTS BY DELETING OBSOLETE REFERENCES TO PUBLIC ACCOUNTANTS, is referred to the Committee on State Government.

By Representative Kennedy:

H.B. 542, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GENERAL STATUTES COMMISSION TO INCREASE THE AMOUNT OF PROPERTY COLLECTIBLE BY SMALL ESTATE AFFIDAVIT, TO INCREASE THE MINIMUM AMOUNT OF INTERSTATE PERSONAL PROPERTY PASSING TO THE SURVIVING SPOUSE, AND TO INCREASE THE AMOUNT OF THE YEAR'S ALLOWANCE FOR A SURVIVING SPOUSE AND CHILDREN, is referred to the Committee on Courts and Justice.

By Representative Kennedy:

H.B. 543, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ACCRUAL OF INTEREST ON DAMAGES AWARDED UNDER THE STATE TORT CLAIMS ACT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Courts and Justice.

By Representative Kennedy:

H.B. 544, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Courts and Justice.

By Representative Kennedy:

H.B. 545, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GENERAL STATUTES COMMISSION TO MAKE TECHNICAL AMENDMENTS REGARDING THE RENUNCIATION OF PROPERTY, is referred to the Committee on Courts and Justice.

By Representative Kennedy:

H.B. 546, A BILL TO BE ENTITLED AN ACT TO ENACT ARTICLE 4A OF THE UNIFORM COMMERCIAL CODE AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Courts and Justice.

By Representative R. Thompson:

H.B. 547, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE NORTH CAROLINA SEAFOOD INDUSTRIAL PARK HAS AUTHORITY TO CHARGE FEES FOR ITS SERVICES OR FOR THE USE OF ITS FACILITIES, is referred to the Committee on Finance.

By Representatives R. Thompson and Bowman:

H.B. 548, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISCHARGE OF FIREARMS ON THE PREMISES OF THE NORTH CAROLINA SEAFOOD INDUSTRIAL PARK AUTHORITY, is referred to the Committee on Judiciary II.

By Representative R. Thompson:

H.B. 549, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PROVISION OF SEWER AND WATER SERVICES TO TENANTS OF THE WANCHESE SEAFOOD INDUSTRIAL PARK AND TO PERSONS NOT LOCATED ON THE PARK PREMISES, is referred to the Committee on Public Utilities.

By Representative Hackney:

H.B. 550, A BILL TO BE ENTITLED AN ACT TO INCREASE THE EFFECTIVENESS OF PUBLIC PARTICIPATION IN AND

ENFORCEMENT OF THE MINING ACT OF 1971, is referred to the Committee on Environment.

By Representatives Richardson, Bowman, Cummings, Gardner, Hensley, and Kuczmarski:

H.B. 551, A BILL TO BE ENTITLED AN ACT TO INCORPORATE INTO STATUTE POLICIES AND PROCEDURES TO INCREASE COMPLIANCE WITH SUBSTANCE ABUSE REHABILITATION SANCTIONS AND TO INCREASE PENALTIES FOR WILLFUL REFUSAL TO COMPLY, is referred to the Committee on Judiciary I.

By Representatives Richardson, Bowman, Cummings, and Kuczmarski:

H.B. 552, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE MEDICAID LAW REGARDING THE FINANCIAL RESPONSIBILITY OF PARENTS FOR CHILDREN UNDER TWENTY-ONE IN MEDICAL INSTITUTIONS, is referred to the Committee on Health and Human Services.

By Representatives Dickson, Berry, Gamble, Joye, C. Preston, and Weatherly:

H.B. 553, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF GASTONIA TO PROVIDE FOR TWO-YEAR TERMS FOR COUNCIL MEMBERS AND TO PROVIDE THAT THE MAYOR, COUNCIL, AND COUNCIL MEMBERS MAY ONLY DIRECT THE ACTIVITIES OF CITY EMPLOYEES THROUGH THE CITY MANAGER, is referred to the Committee on Local and Regional Government I.

By Representatives Luebke, Black, Bowman, Diamont, Easterling, Gardner, and Lemmond:

H.B. 554, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR CERTAIN CRIMINAL RECORD CHECKS OF EMPLOYEES, APPLICANTS FOR EMPLOYMENT, AND VOLUNTEERS IN THE SCHOOLS OF THE DEPARTMENT OF HUMAN RESOURCES, is referred to the Committee on Judiciary I.

By Representatives Dickson and Gamble:

H.B. 555, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT PRIVATE CLUBS SHALL BE SUBJECT TO FOOD INSPECTIONS, is referred to the Committee on Health and Human Services.

By Representative Bowman:

H.B. 556, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE UNIFORM BOILER AND PRESSURE VESSEL ACT, is referred to the Committee on Business and Labor.

By Representatives Black and Cummings:

H.B. 557, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CREATE TEACHER ACADEMIES FOR THE

TRAINING OF PUBLIC SCHOOL TEACHERS, is referred to the Committee on Appropriations.

By Representative Black:

H.B. 558, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE EMPLOYMENT STATUS OF SELECT STAFF IN THE DEPARTMENT OF COMMUNITY COLLEGES, is referred to the Committee on Public Employees.

By Representatives Black and Bowman:

H.B. 559, A BILL TO BE ENTITLED AN ACT TO MODIFY THE TRUSTEE ASSOCIATION REGIONS OF THE NORTH CAROLINA COMMUNITY COLLEGES SYSTEM, is referred to the Committee on Education.

By Representatives Wright and Cummings:

H.B. 560, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES PERTAINING TO PUBLIC HEALTH REMEDIES, is referred to the Committee on Health and Human Services.

By Representative Wright:

H.B. 561, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE MANNER IN WHICH WAGES MUST BE PAID TO EMPLOYEES, AND TO CLARIFY EXEMPTIONS UNDER THE WAGE AND HOUR ACT, is referred to the Committee on Business and Labor.

By Representatives Warner, Bowman, and Cummings:

H.B. 562, A BILL TO BE ENTITLED AN ACT TO PERMIT TEACHERS TO CONVERT SOME ANNUAL LEAVE DAYS LOST DUE TO STAFF DEVELOPMENT AND TRAINING ACTIVITIES TO SICK LEAVE, is referred to the Committee on Education.

By Representative Fitch:

H.B. 563, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES IN STATUTES CONCERNING PRECINCT AND TOWNSHIP BOUNDARIES, is referred to the Committee on Judiciary I.

By Representatives Black and Cummings:

H.B. 564, A BILL TO BE ENTITLED AN ACT TO INCREASE THE EXAMINATION FEE AND THE FEES FOR ANNUAL RENEWALS OF ALL TYPES OF LICENSES FOR GENERAL CONTRACTORS, is referred to the Committee on Finance.

By Representatives Hall and Bowman:

H.B. 565, A BILL TO BE ENTITLED AN ACT TO MAKE THE UNAUTHORIZED DUPLICATION OF A KEY TO A STATE BUILDING A MISDEMEANOR OFFENSE, is referred to the Committee on Judiciary I.

By Representatives Lutz, Jack Hunt, and Weatherly:

H.B. 566, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE POLK COUNTY TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, is referred to the Committee on Local and Regional Government II.

By Representative Hightower:

H.B. 567, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ISSUANCE OF REPLACEMENT DATA PLATES FOR LP-GAS TANKS AND TO PROVIDE FOR CIVIL PENALTIES FOR VIOLATIONS OF LAW REGARDING LP-GAS, is referred to the Committee on Agriculture.

By Representatives Church and Bowman:

H.B. 568, A BILL TO BE ENTITLED AN ACT TO REQUIRE TAXPAYER IDENTIFICATION NUMBERS BE SHOWN ON ALL VENDOR INVOICES TO THE STATE AND STATE AGENCIES, is referred to the Committee on State Government.

By Representatives McCrary, Alphin, Bowman, Edwards, Hill, Jeffus, Joye, B. Miller, and Wood:

H.B. 569, A BILL TO BE ENTITLED AN ACT TO AMEND THE VITAL RECORDS LAW TO AVOID UNLAWFUL DUPLICATION, is referred to the Committee on Judiciary I.

By Representatives Joye, Alphin, Berry, and McCrary:

H.B. 570, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE FOOD AND LODGING SANITATION LAW, TO AMEND THE SCOPE OF SANITATION INSPECTIONS OF LOCAL CONFINEMENT FACILITIES, AND TO REPEAL THE REQUIREMENT THAT PRINCIPALS CONDUCT SANITATION INSPECTIONS, is referred to the Committee on Health and Human Services.

By Representative Rogers:

H.B. 571, A BILL TO BE ENTITLED AN ACT CONCERNING MARTIN COUNTY AND THE MUNICIPALITIES THEREIN, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Gottovi, Easterling, Kuczmarski, and Luebke:

H.B. 572, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA FAMILY HEALTH CARE ACT, TO INDICATE THE GENERAL ASSEMBLY'S INTENT TO RAISE REVENUE TO IMPLEMENT THE ACT, TO REQUIRE NONBINDING ARBITRATION OF MEDICAL MALPRACTICE ACTIONS, AND TO MAKE CONFORMING CHANGES TO THE GENERAL STATUTES, is referred to the Committee on Health and Human Services.

By Representatives Jeffus, Bowman, Cummings, and Kuczmarski:

H.B. 573, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGARDING TEXTBOOKS AND OTHER INSTRUCTIONAL MATERIALS ADOPTED BY THE STATE FOR USE IN THE PUBLIC SCHOOLS AND TO APPROPRIATE FUNDS FOR THE EVALUATION OF INSTRUCTIONAL MATERIALS OTHER THAN TEXTBOOKS, is referred to the Committee on Education.

By Representatives Gray, Decker, Esposito, Oldham, and P. Wilson:

H.B. 574, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE PIEDMONT TRIAD GRADUATE ENGINEERING PROGRAM FUNDED THROUGH THE PIEDMONT TRIAD RESEARCH INSTITUTE, is referred to the Committee on Appropriations.

By Representatives Dickson, Gamble, Joye, and C. Preston:

H.B. 575, A BILL TO BE ENTITLED AN ACT TO ALLOW THE GASTONIA CITY COUNCIL TO DELEGATE CERTAIN REZONING AUTHORITY TO THE GASTONIA PLANNING COMMISSION, is referred to the Committee on Local and Regional Government I.

By Representatives Smith and Bowman:

H.B. 576, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES FOR WATER RESOURCES DEVELOPMENT PROJECTS ON THE COAST OF NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representatives Crawford, Baddour, Berry, Bowie, Burton, Colton, Cummings, Dickson, Easterling, Gottovi, Grady, Gray, Griffin, Holt, Justus, Mercer, Nesbitt, C. Preston, and Wright:

H.B. 577, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FUNDS APPROPRIATED FOR THE GRASSROOTS ARTS PROGRAMS MAY BE USED TO PAY FOR PERSONNEL POSITIONS, is referred to the Committee on Appropriations.

By Representatives Diamont, Barnes, Hackney, G. Miller, and Nesbitt:

H.B. 578, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENTS PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA AND THE UNIVERSITY OF NORTH CAROLINA HOSPITALS AT CHAPEL HILL, is referred to the Committee on Appropriations.

By Representatives Flaherty, J. Brown, Green, Holmes, Moore, and Robinson:

H.B. 579, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT,

HEALTH, AND NATURAL RESOURCES FOR TWO DENTAL HYGIENIST POSITIONS TO SERVE FRANKLIN, GRANVILLE, VANCE, ALEXANDER, AND CALDWELL COUNTIES, is referred to the Committee on Appropriations.

By Representatives Flaherty and Robinson:

H.B. 580, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR MAINTENANCE AND REPAIRS OF FORT DEFIANCE LOCATED IN CALDWELL COUNTY, is referred to the Committee on Appropriations.

By Representatives Barnes, Black, Bowen, Bowman, Cummings, Diamont, Fitch, Fussell, Holt, Jeffus, Jenkins, Kuczmarski, McLawhorn, Michaux, Nesbitt, Rogers, Smith, Stamey, Warner, Wilmoth, and P. Wilson:

H.B. 581, A BILL TO BE ENTITLED AN ACT TO MAKE DIFFERENTIATED PAY AVAILABLE FOR ALL STATE-PAID PUBLIC SCHOOL EMPLOYEES, is referred to the Committee on Education.

By Representatives Barnes, Black, Bowen, Bowman, Cummings, Diamont, Fitch, Fussell, Holt, Jeffus, Jenkins, Kuczmarski, McLawhorn, Michaux, Nesbitt, Rogers, Smith, Stamey, Warner, and Wilmoth:

H.B. 582, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR DIFFERENTIATED PAY FOR STATE-PAID PUBLIC SCHOOL EMPLOYEES, is referred to the Committee on Appropriations.

By Representatives P. Wilson, Arnold, Baddour, Balmer, Beall, Berry, J. Brown, Cummings, Daughtry, Dickson, Gardner, Grady, Howard, Ives, James, Joye, Justus, Kuczmarski, McCombs, McLawhorn, Mitchell, Nichols, Oldham, C. Preston, Russell, Smith, and Warner:

H.B. 583, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ESTABLISH STANDARDS AND APPROPRIATE FUNDS FOR THE PROVISION OF HEALTH CARE SERVICES TO CHILDREN WITH SPECIAL HEALTH CARE NEEDS, is referred to the Committee on Health and Human Services.

By Representative Barnes:

H.B. 584, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A STRUCTURED SENTENCING PLAN FOR MISDEMEANANTS BY REDEFINING STATE AND COUNTY RESPONSIBILITIES FOR THE CONFINEMENT OF MISDEMEANANTS, is referred to the Committee on Judiciary III.

By Representative Wright:

H.B. 585, A BILL TO BE ENTITLED AN ACT TO MAKE STATEWIDE CERTAIN HOUSING CODE LEGISLATION THAT NOW

APPLIES ONLY TO LARGER JURISDICTIONS, is referred to the Committee on Business and Labor.

By Representatives Wilkins, D. Brown, and Moore:

H.B. 586, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE VACANT OFFICE OF CORONER IN HALIFAX COUNTY, is referred to the Committee on Local and Regional Government II.

By Representative Wilkins:

H.B. 587, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE RULE-MAKING AUTHORITY OF THE MEDICAL CARE COMMISSION FOR NURSING HOME REGULATION, is referred to the Committee on Health and Human Services.

By Representative Wright:

H.B. 588, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF WILMINGTON RELATING TO SITE PLAN REVIEW AND AUTHORIZING ADOPTION OF A UNIFIED LAND USE ORDINANCE, is referred to the Committee on Local and Regional Government I.

MESSAGE FROM THE SENATE

The following is received from the Senate:

Committee Substitute for **S.B. 417**, A BILL TO BE ENTITLED AN ACT TO AMEND THE OPEN MEETINGS LAWS AND TO AMEND THE PUBLIC RECORDS LAW AS IT RELATES TO THE HOSPITAL LICENSURE ACT AND THE JOINT MUNICIPAL ELECTRIC POWER AND ENERGY ACT, is read the first time and referred to the Committee on Judiciary I.

CALENDAR

Action is taken on the following:

H.B. 405, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE CITY OF NORTHWEST, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, Diamont, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Lee, Luebke, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Miner, Mitchell, Morgan, Nichols, Nye, Oldham, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, G. Thompson, R. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 100.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Howard, Lutz, and Warner – 4.

H.B. 416, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ISSUANCE OF NEW SHELLFISH CULTIVATION LEASES IN CORE SOUND.

On motion of Representative Smith, consideration of the bill is postponed until March 29.

H.B. 389, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 1073 OF THE 1959 SESSION LAWS TO PROVIDE THAT THE SHERIFF ISSUE MITCHELL COUNTY WEAPON PERMITS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 411, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 1073 OF THE 1959 SESSION LAWS TO PROVIDE THAT THE SHERIFF ISSUE PERQUIMANS COUNTY WEAPON PERMITS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 412, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD OF ELECTING THE PERQUIMANS COUNTY BOARD OF EDUCATION TO IMPROVE THE OPPORTUNITY FOR MINORITY CITIZENS TO ELECT CANDIDATES OF THEIR CHOICE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 413, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD OF ELECTING THE PERQUIMANS COUNTY BOARD OF COMMISSIONERS TO IMPROVE THE OPPORTUNITY FOR MINORITY CITIZENS TO ELECT CANDIDATES OF THEIR CHOICE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.B. 335, A BILL TO BE ENTITLED AN ACT TO EXEMPT RICHMOND COUNTY FROM SEEKING FIVE PROSPECTIVE BUYERS BEFORE IT TRANSFERS RICHMOND MEMORIAL HOSPITAL TO RICHMOND MEMORIAL HOSPITAL, A NONPROFIT CORPORATION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for **H.B. 194**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A STUDY OF THE ADMINISTRATION OF

THE STATE'S FLEXIBLE COMPENSATION PROGRAM FOR STATE EMPLOYEES, passes its third reading, by electronic vote (105–0), and is ordered sent to the Senate.

H.B. 407, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE ORGANIZATIONAL MEETING FOR BOARD OF COUNTY COMMISSIONERS IN THE YEAR OF THEIR ELECTION SHALL TAKE PLACE ON THE DATE THEIR TERM STARTS, passes its second reading, by electronic vote (110–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Jack Hunt, seconded by Representative Edwards, the House adjourns at 2:07 p.m. to reconvene Monday, March 29, 1993, at 8:00 p.m.

THIRTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Monday, March 29, 1993

The House meets at 8:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 25 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnes, Diamont, and Gottovi for today.

REPORT OF COMMITTEE

The following report from standing committee is presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 410, A BILL TO BE ENTITLED AN ACT TO MERGE THE BEAUFORT COUNTY AND WASHINGTON CITY SCHOOL ADMINISTRATIVE UNITS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for March 31. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative James:

H.B. 589, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM ROADS IN PASQUOTANK COUNTY, is referred to the Committee on Local and Regional Government I.

By Representatives James and R. Thompson:

H.B. 590, A BILL TO BE ENTITLED AN ACT TO ALLOW THE INCORPORATED VOLUNTEER FIRE DEPARTMENTS OF CURRITUCK COUNTY TO PURCHASE GOVERNMENTAL AND MUNICIPAL SURPLUS PROPERTY AND EQUIPMENT, is referred to the Committee on Local and Regional Government I.

By Representatives Holt, Bowman, and Cole (Co-Sponsors):

H.J.R. 591, A JOINT RESOLUTION HONORING S. A. HOLLEMAN, THE FIRST MAYOR OF THE TOWN OF ELON COLLEGE, AND THE FOUNDERS OF THE TOWN OF ELON COLLEGE ON THE TOWN'S ONE-HUNDREDTH ANNIVERSARY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives DeVane and Bowman:

H.B. 592, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE FEES TO COVER TRAVEL AND TIME COSTS OF LABOR INSPECTORS UNDER CERTAIN CIRCUMSTANCES, is referred to the Committee on Business and Labor.

By Representatives Nye and Russell:

H.B. 593, A BILL TO BE ENTITLED AN ACT TO REPLACE ALL DOMICILIARY CARE AND FAMILY CARE INSPECTION LAWS WITH A SINGLE DIVISION OF FACILITY SERVICES INSPECTION PROCESS, is referred to the Committee on Appropriations.

By Representatives Nye and Russell:

H.B. 594, A BILL TO BE ENTITLED AN ACT TO PERMIT THE SECRETARY OF THE DEPARTMENT OF HUMAN RESOURCES TO REALIGN THE DEPARTMENT OF HUMAN RESOURCES, is referred to the Committee on Appropriations.

By Representatives Nye, Bowman, and Russell:

H.B. 595, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DIVISION OF FACILITY SERVICES, DEPARTMENT OF HUMAN RESOURCES, TO DEVELOP A FEE SCHEDULE FOR CERTIFICATE OF NEED PROCESSES, is referred to the Committee on Finance.

By Representatives Nye and Russell:

H.B. 596, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF HUMAN RESOURCES TO ANALYZE

AND ADJUST PAYMENTS UNDER STATE/COUNTY SPECIAL ASSISTANCE, is referred to the Committee on Appropriations.

By Representatives Hackney, Barnes, and James:

H.B. 597, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A NEW FARMERS' MARKET IN THE TOWN OF CARRBORO, is referred to the Committee on Appropriations.

By Representative Hackney (by request):

H.B. 598, A BILL TO BE ENTITLED AN ACT RELATING TO THE COLLECTION OF HEALTH CARE DEBTS OWED CONSTITUENT INSTITUTIONS OR AGENCIES OF THE UNIVERSITY OF NORTH CAROLINA, is referred to the Committee on Judiciary I.

By Representative Wright:

H.B. 599, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENT OF NOTICE TO EMPLOYEES ABOUT WAGE AND HOUR TERMS OF EMPLOYMENT, is referred to the Committee on Business and Labor.

By Representatives Ramsey and Beall:

H.B. 600, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM THE RIGHTS-OF-WAY OF PUBLIC ROADS IN MADISON COUNTY, is referred to the Committee on Local and Regional Government I.

By Representatives Alphin and Joye:

H.B. 601, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 20 OF THE GENERAL STATUTES REGARDING INTERSTATE CARRIERS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Beall:

H.B. 602, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE TRAUMA SYSTEM ACT OF 1993, is referred to the Committee on State Government.

By Representatives Beall and Ramsey:

H.B. 603, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A NEW CLASSROOM BUILDING AND FOR CLASSROOM EQUIPMENT AT THE HAYWOOD COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representatives Beall and Ramsey (Co-Sponsors) (by request):

H.B. 604, A BILL TO BE ENTITLED AN ACT TO AMEND THE COUNTY SERVICE DISTRICTS LAW TO INCLUDE THE MAINTENANCE OF SUBSTANDARD PLATTED ROADS WITHIN

THE PURPOSES FOR WHICH A DISTRICT MAY BE ESTABLISHED WITHIN COUNTIES SUBJECT TO THE RIDGE LAW, is referred to the Committee on Transportation.

By Representatives Beall and Ramsey (Co-Sponsors) (by request):

H.B. 605, A BILL TO BE ENTITLED AN ACT TO ALLOW HAYWOOD COUNTY TO MAKE ASSESSMENTS FOR IMPROVEMENTS ON CERTAIN ROADS IN UNINCORPORATED AREAS WHICH ARE NOT ELIGIBLE FOR INCLUSION IN THE STATE HIGHWAY SYSTEM, is referred to the Committee on Finance.

By Representative B. Miller:

H.B. 606, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A FEE FOR THE ACCREDITATION AND RENEWAL OF ACCREDITATION OF REINSURANCE COMPANIES, is referred to the Committee on Finance.

By Representative B. Miller:

H.B. 607, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS, CLARIFICATIONS, AND CORRECTIONS IN VARIOUS INSURANCE AND INSURANCE-RELATED LAWS, is referred to the Committee on Insurance.

By Representative B. Miller:

H.B. 608, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE FINANCIAL MONITORING AND REGULATION OF EMPLOYERS THAT SELF-INSURE THEIR WORKERS' COMPENSATION LIABILITIES, is referred to the Committee on Insurance.

By Representative B. Miller (by request):

H.B. 609, A BILL TO BE ENTITLED AN ACT TO MAKE SUBSTANTIVE CHANGES IN VARIOUS INSURANCE AND INSURANCE-RELATED LAWS, is referred to the Committee on Insurance.

By Representative B. Miller (by request); and Church:

H.B. 610, A BILL TO BE ENTITLED AN ACT TO PROVIDE GROUP HEALTH INSURANCE TO BUSINESSES COMPRISING MORE THAN TWENTY-FIVE EMPLOYEES; TO MAKE IMPROVEMENTS IN THE NORTH CAROLINA SMALL EMPLOYER GROUP HEALTH COVERAGE REFORM ACT; AND TO PROVIDE FOR UNIFORM CLAIM FORMS FOR HEALTH BENEFIT PLANS, is referred to the Committee on Insurance.

By Representatives Alexander, Baddour, Barnhill, Bowman, D. Brown, Church, Cunningham, Dickson, Easterling, Esposito, Fussell, Gardner, Griffin, Hill, Ives, McLaughlin, Moore, and Redwine:

H.B. 611, A BILL TO BE ENTITLED AN ACT TO AMEND THE COMPOSITION, APPOINTMENT PROCESS, TERMS,

COMPENSATION, AND DUTIES OF THE ADVISORY COUNCIL FOR THE DIVISION OF VOCATIONAL REHABILITATION SERVICES, is referred to the Committee on State Government.

By Representatives Alexander, Church, Cunningham, Easterling, Kuczmarski, McLaughlin, and Rogers:

H.B. 612, A BILL TO BE ENTITLED AN ACT TO PERMIT AREA MENTAL HEALTH AUTHORITIES TO SERVE AS MANAGED CARE PROVIDERS, is referred to the Committee on Health and Human Services.

By Representatives Kuczmarski, Alexander, Fussell, Gamble, Gottovi, Green, Hensley, Oldham, Smith, and Wright:

H.B. 613, A BILL TO BE ENTITLED AN ACT TO ALLOW HEALTH CARE FACILITIES TO FURNISH PUBLIC HEALTH AUTHORITIES WITH PATIENT RECORDS UNDER CERTAIN CIRCUMSTANCES, is referred to the Committee on Health and Human Services.

By Representatives Kuczmarski, Alexander, Berry, Black, Bowman, Colton, Diamont, Fussell, Gardner, Gottovi, Holt, H. Hunter, Jeffus, Joye, Lemmond, Luebke, McAllister, J. Preston, Rogers, Russell, Wainwright, C. Wilson, and Wright:

H.B. 614, A BILL TO BE ENTITLED AN ACT TO PROVIDE HOSPITAL- AND HOME-BASED INSTRUCTIONAL SERVICES TO CHILDREN OTHER THAN CHILDREN WITH SPECIAL NEEDS AND TO APPROPRIATE FUNDS FOR THAT PURPOSE, is referred to the Committee on Education.

By Representatives Kuczmarski and Hensley (Co-Sponsors); Alexander, Barnes, Berry, Black, Colton, Cummings, Diamont, Easterling, Fussell, Gardner, Gottovi, Holt, Judy Hunt, H. Hunter, Jarrell, Jeffus, Jenkins, Lemmond, Luebke, McAllister, B. Miller, Nesbitt, Oldham, J. Preston, Ramsey, Richardson, Rogers, Russell, Smith, Stamey, Wainwright, P. Wilson, and Wright:

H.B. 615, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR PARENTS AS TEACHERS PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Kuczmarski, Alexander, Bowman, Cummings, Jarrell, Jeffus, and Oldham:

H.B. 616, A BILL TO BE ENTITLED AN ACT TO GRANT LOCAL BOARDS OF EDUCATION MORE FLEXIBILITY TO ESTABLISH YEAR-ROUND SCHOOLS, is referred to the Committee on Education.

By Representatives Spears, Richardson, and Warner:

H.B. 617, A BILL TO BE ENTITLED AN ACT TO DELETE THE REQUIREMENT THAT A DUPLICATE COPY OF AN APPLICATION FOR EXTRADITION BE FILED IN THE OFFICE OF THE SECRETARY OF STATE, is referred to the Committee on Judiciary I.

By Representatives Hill, Church, and Justus:

H.B. 618, A BILL TO BE ENTITLED AN ACT TO EXTEND THE EXEMPTION FOR REAL ESTATE ACQUIRED BY THE DEPARTMENT OF TRANSPORTATION FROM THE REQUIREMENT THAT IT BE APPRAISED BY LICENSED OR CERTIFIED APPRAISERS WHEN THE ESTIMATED VALUE OF THE REAL ESTATE IS LESS THAN TEN THOUSAND DOLLARS, is referred to the Committee on Transportation.

By Representatives Hensley and R. Hunter:

H.B. 619, A BILL TO BE ENTITLED AN ACT TO DELAY THE SUNSET ON THE NOTICE OF SETTLEMENT ACT, is referred to the Committee on Judiciary III.

By Representatives Baddour and Russell:

H.B. 620, A BILL TO BE ENTITLED AN ACT TO ALLOW A TEMPORARY PERMIT PENDING LICENSURE EXAMINATION TO FOREIGN-TRAINED PHYSICAL THERAPISTS WORKING IN STATE GOVERNMENT AGENCIES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Burton, Bowman, Fitch, Luebke, and Wright:

H.B. 621, A BILL TO BE ENTITLED AN ACT REGARDING COUPLING DEVICES FOR TRAILERS AND TOWED VEHICLES, is referred to the Committee on Transportation.

By Representative B. Miller:

H.B. 622, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE LAWS RELATING TO NORTH CAROLINA'S MONITORING OF INSURANCE COMPANY FINANCES AND THE PRESERVATION OF INSURANCE COMPANY SOLVENCY AND TO MAINTAIN NORTH CAROLINA'S ACCREDITATION BY THE NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS, is referred to the Committee on Insurance.

By Representatives Moore and Bowman:

H.B. 623, A BILL TO BE ENTITLED AN ACT TO REGULATE LEAD ABATEMENT IN ACCORDANCE WITH FEDERAL LAW, is referred to the Committee on Environment.

By Representative Kennedy:

H.B. 624, A BILL TO BE ENTITLED AN ACT TO REWRITE CHAPTER 55A OF THE GENERAL STATUTES RELATING TO NONPROFIT CORPORATIONS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Courts and Justice.

By Representatives Braswell and Baddour:

H.B. 625, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE DEFINITION OF "NEGLECTED" JUVENILE, is referred to the Committee on Judiciary II.

By Representatives Easterling, Colton, Jeffus, Kennedy, Russell, and Wainwright:

H.B. 626, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE ADOPTION SUBSIDY RATE FOR FAMILIES WHO ADOPT HARD-TO-PLACE CHILDREN AT THE SAME RATE AS THE FOSTER CARE BOARD RATE, is referred to the Committee on Appropriations.

By Representatives Easterling, Cummings, Jeffus, and Kennedy:

H.B. 627, A BILL TO BE ENTITLED AN ACT TO IMPROVE ENFORCEMENT OF THE CHILD DAY CARE REQUIREMENTS, is referred to the Committee on Health and Human Services.

By Representatives Easterling, Barnhill, Cummings, Hackney, Holt, Jeffus, Kennedy, Kuczmarski, Lemmond, Luebke, Oldham, and Wainwright:

H.B. 628, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR EARLY INTERVENTION AND RELATED SERVICES, is referred to the Committee on Appropriations.

By Representatives Easterling, Cummings, Hackney, Holt, Jeffus, Kennedy, Kuczmarski, Lemmond, Luebke, and McLawhorn:

H.B. 629, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE FAMILY SUPPORT NETWORK'S PARENT TO PARENT SUPPORT PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Fitch and Baddour (Co-Sponsors); Alexander, Barnes, Barnhill, Colton, Cunningham, Flaherty, Gardner, Hackney, Justus, and Michaux:

H.B. 630, A BILL TO BE ENTITLED AN ACT TO UPDATE THE CONTROLLED SUBSTANCES SCHEDULES IN ARTICLE 5 OF CHAPTER 90 OF THE GENERAL STATUTES, is referred to the Committee on Judiciary III.

By Representatives Richardson, Alexander, Baddour, Bowman, D. Brown, DeVane, Gottovi, Hill, James, Kinney, Lemmond, McAllister, C. Preston, Redwine, Spears, Warner, P. Wilson, and Wright:

H.B. 631, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE REGISTRATION PLATES DEPICTING WILDLIFE SPECIES IN NORTH CAROLINA, AND TO PROVIDE FOR THE DISTRIBUTION OF THE INCOME FROM THOSE PLATES, is referred to the Committee on Transportation.

By Representatives Lemmond and Cunningham (Co-Sponsors); and Alexander:

H.B. 632, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF ELECTION OF THE CHARLOTTE-

MECKLENBURG BOARD OF EDUCATION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Gist, Barnhill, Braswell, D. Brown, Burton, Cummings, Cunningham, Jeffus, Kennedy, Kinney, McAllister, Oldham, Wainwright, and Wright:

H.B. 633, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AN INSTITUTE AT NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY TO ASSIST MINORITY AND SMALL CONSTRUCTION BUSINESSES, is referred to the Committee on Appropriations.

By Representative Colton:

H.B. 634, A BILL TO BE ENTITLED AN ACT TO ALLOW ALCOHOL IN COOKING EXTRACTS MANUFACTURED IN THIS STATE, is referred to the Committee on Judiciary I.

By Representatives Colton, Jarrell, and Nye:

H.B. 635, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE COMPOSITION, POWERS, AND DUTIES OF THE COMMISSION FOR THE BLIND, is referred to the Committee on State Government.

By Representative Colton:

H.B. 636, A BILL TO BE ENTITLED AN ACT CONCERNING THE PROCEDURE FOR ADOPTING RULES FOR UNDERWATER ARCHAEOLOGY SITES, is referred to the Committee on State Government.

By Representatives Colton, Alexander, Baddour, Beall, Braswell, Burton, Crawford, Easterling, Fussell, Gottovi, H. Hunter, Justus, Kennedy, Kuczmarski, Luebke, Mercer, Richardson, Rogers, and Spears:

H.B. 637, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CONSTRUCTION OF THE NEW NORTH CAROLINA STATE MUSEUM OF NATURAL SCIENCES, is referred to the Committee on Appropriations.

By Representatives Colton, Bowman, and H. Hunter:

H.B. 638, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE NORTH CAROLINA STATE MUSEUM OF NATURAL SCIENCES AND ITS ADVISORY COMMISSION FROM THE DEPARTMENT OF AGRICULTURE TO THE DEPARTMENT OF CULTURAL RESOURCES AND TO CONFORM VARIOUS STATUTORY REFERENCES TO THAT MUSEUM, is referred to the Committee on Appropriations.

By Representatives Colton, Bowman, Cummings, Fitch, Hensley, Jeffus, Oldham, Wainwright, Warner, and P. Wilson:

H.B. 639, A BILL TO BE ENTITLED AN ACT TO PERMIT TEACHER ASSISTANTS AND OTHER INSTRUCTIONAL

PERSONNEL WHO DO NOT REQUIRE A SUBSTITUTE TO TAKE VACATION LEAVE WHEN STUDENTS ARE IN ATTENDANCE, is referred to the Committee on Public Employees.

By Representatives Colton, Cummings, Fitch, Gottovi, Hensley, Holt, Jeffus, Kennedy, Oldham, Redwine, Wainwright, Warner, and P. Wilson:

H.B. 640, A BILL TO BE ENTITLED AN ACT TO REVISE THE SALARY SCHEDULE FOR NONCERTIFIED PUBLIC SCHOOL PERSONNEL WHO ARE CLASSIFIED AS TEACHER ASSISTANTS, is referred to the Committee on Appropriations.

By Representatives Colton, Kennedy, and Redwine:

H.B. 641, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A FUNDING FORMULA AND A SELECTION PROCESS FOR THE INCLUSION OF WORKS OF ART IN STATE BUILDINGS, is referred to the Committee on Appropriations.

By Representatives Colton, Gottovi, and Luebke:

H.B. 642, A BILL TO BE ENTITLED AN ACT TO ALLOW INCREASES IN FEES SUFFICIENT TO DEFRAY THE COSTS OF ADMINISTERING THE OUTDOOR ADVERTISING CONTROL PROGRAM, is referred to the Committee on Finance.

By Representatives Colton, J. Brown, Hensley, Holt, H. Hunter, James, Rogers, Stewart, and R. Thompson:

H.B. 643, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF AGRICULTURE FOR BIOLOGICAL PEST CONTROL SUPPORT, is referred to the Committee on Appropriations.

By Representatives Colton, Hensley, and Luebke:

H.B. 644, A BILL TO BE ENTITLED AN ACT TO AMEND THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973 TO MAKE IT MORE EFFECTIVE, is referred to the Committee on Environment.

By Representatives Hill, Bowman, D. Brown, Church, Cole, Justus, McCombs, McCrary, Mitchell, Redwine, Smith, Sutton, Warner, Wilkins, and P. Wilson:

H.B. 645, A BILL TO BE ENTITLED AN ACT TO ALLOW A PERCENTAGE DISCOUNT TO MERCHANTS FOR COLLECTING STATE SALES AND USE TAXES, is referred to the Committee on Finance.

By Representative B. Miller (by request):

H.B. 646, A BILL TO BE ENTITLED AN ACT TO MAKE IMPROVEMENTS IN THE LAWS GOVERNING HEALTH MAINTENANCE ORGANIZATIONS, is referred to the Committee on Insurance.

By Representatives Brawley and Lemmond:

H.B. 647, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR LIEN RIGHTS FOR PERSONS WHO FABRICATE PRODUCTS FROM DIES, MOLDS, FORMS, OR PATTERNS, AND TO LIMIT MOLDERS' OBLIGATIONS TO RETAIN DIES, MOLDS, FORMS, OR PATTERNS, is referred to the Committee on Judiciary II.

By Representative Brawley:

H.B. 648, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE OPERATOR OF A MOTORBOAT TO OBTAIN AND POSSESS A MOTORBOAT OPERATOR'S LICENSE, is referred to the Committee on Transportation.

By Representative Dockham:

H.B. 649, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF THOMASVILLE TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, is referred to the Committee on Finance.

By Representatives Gottovi and Bowman:

H.B. 650, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE IMPOSITION OF ADMINISTRATIVE PENALTIES FOR VIOLATIONS OF ASBESTOS HAZARD MANAGEMENT; TO TRANSFER ASBESTOS RULE-MAKING AUTHORITY TO THE COMMISSION FOR HEALTH SERVICES; AND TO CREATE CRIMINAL PENALTIES FOR VIOLATIONS OF THE FEDERAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS, is referred to the Committee on Environment.

By Representatives Gottovi, Bowman, Colton, Hightower, Holt, Luebke, McLaughlin, Nye, Redwine, Richardson, Stamey, Stewart, Sutton, Wilkins, and Wright:

H.B. 651, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL RESOURCES TO PROVIDE GRANTS TO PUBLIC LIBRARIES FOR CONSTRUCTION AND RENOVATIONS, is referred to the Committee on Appropriations.

By Representatives Baddour and Bowman:

H.B. 652, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE GOVERNOR MAY USE, WITH THE APPROVAL OF THE COUNCIL OF STATE, CONTINGENCY AND EMERGENCY FUNDS FOR NATIONAL GUARD TRAINING IN PREPARATION FOR DISASTERS, is referred to the Committee on Appropriations.

By Representatives Ellis, Baddour, DeVane, Flaherty, and Kuczmarski:

H.B. 653, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM SPEED FOR SCHOOL BUSES TO FORTY-FIVE MILES PER HOUR, is referred to the Committee on Transportation.

By Representatives Baddour and Nesbitt (Co-Sponsors); Alphin, Arnold, Beall, Bowen, Bowman, Braswell, D. Brown, J. Brown, Burton, Cole, Cummings, Diamont, Edwards, Fitch, Hall, Hill, Holt, Judy Hunt, H. Hunter, James, Jenkins, Kinney, Kuczmarski, McAllister, McLawhorn, Mercer, Nye, Ramsey, Redwine, Richardson, Russell, Spears, Stewart, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, P. Wilson, and Wright:

H.B. 654, A BILL TO BE ENTITLED AN ACT TO EXPAND THE NUMBER OF COUNTIES IN WHICH THE TAX CREDIT FOR CREATING JOBS IS AVAILABLE, is referred to the Committee on Finance.

By Representative Bowen:

H.B. 655, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF AGRICULTURE FOR MEDICAL WASTE INCINERATORS, is referred to the Committee on Appropriations.

By Representatives Bowen and Bowman:

H.B. 656, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF AGRICULTURE FOR THE EXPANSION OF THE PSEUDORABIES CONTROL PROGRAM, is referred to the Committee on Appropriations.

By Representatives Nesbitt, Baddour, and Hackney (Co-Sponsors); Bowman and Fitch:

H.B. 657, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A MEDIATION PROGRAM FOR THE OFFICE OF ADMINISTRATIVE HEARINGS, is referred to the Committee on Judiciary III.

By Representatives Nesbitt, Baddour, and Hackney (Co-Sponsors); Bowman and Fitch:

H.B. 658, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A MEDIATION PROGRAM FOR THE INDUSTRIAL COMMISSION, is referred to the Committee on Judiciary III.

By Representative Sutton:

H.B. 659, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COMMISSIONER OF LABOR TO FILE AS JUDGMENTS FINAL ORDERS ASSESSING CIVIL MONEY PENALTIES UNDER THE WAGE AND HOUR ACT, is referred to the Committee on Judiciary II.

By Representatives Gist, Barnhill, Burton, Green, Jeffus, Kennedy, Oldham, and Wainwright:

H.B. 660, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY FOR CONTINUED AGRICULTURE PROGRAM DEVELOPMENT, is referred to the Committee on Appropriations.

By Representatives Gardner, Warner, and P. Wilson:

H.B. 661, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DIVISION OF MOTOR VEHICLES TO ISSUE SPECIALIZED REGISTRATION PLATES TO HOLDERS OF THE LEGION OF VALOR, is referred to the Committee on Transportation.

By Representatives Gist, Barnhill, Burton, Green, Jeffus, Kennedy, Oldham, and Wainwright:

H.B. 662, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY TO SECURE FEDERAL FUNDS IN ORDER THAT ITS TRANSPORTATION INSTITUTE MAY PARTICIPATE AS AN URBAN TRANSIT INSTITUTE DESIGNATED BY CONGRESS, is referred to the Committee on Appropriations.

By Representatives Gottovi, Bowman, and Green:

H.B. 663, A BILL TO BE ENTITLED AN ACT TO DELINEATE THE RESPONSIBILITIES OF THE DEPARTMENT OF COMMERCE AND THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES REGARDING THE DEVELOPMENT OF THE STATE'S RECYCLING INDUSTRY AND MARKETS FOR RECYCLABLE MATERIALS, is referred to the Committee on Environment.

By Representatives G. Miller, Barnes, Bowman, Colton, Fitch, Hackney, Judy Hunt, Justus, and Warner:

H.B. 664, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF TWO HUNDRED NINETY-EIGHT MILLION DOLLARS GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS, WITH ANY OTHER AVAILABLE FUNDS, FOR CAPITAL IMPROVEMENTS FOR CERTAIN OF THE CONSTITUENT OR AFFILIATED INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, is referred to the Committee on Finance.

By Representative B. Miller (by request):

H.B. 665, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE REGULATION OF CREDIT INSURANCE AND LOWER PREMIUM RATES CHARGED FOR CREDIT INSURANCE, is referred to the Committee on Insurance.

By Representative B. Miller:

H.B. 666, A BILL TO BE ENTITLED AN ACT TO ADOPT THE MODEL ACT OF THE NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS FOR RISK-BASED CAPITAL REQUIREMENTS FOR LIFE AND HEALTH INSURANCE COMPANIES, is referred to the Committee on Insurance.

By Representatives B. Miller and Bowman:

H.B. 667, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF ADMINISTRATION TO PREQUALIFY BIDDERS FOR STATE CAPITOL RESTORATION PROJECTS, is referred to the Committee on Appropriations.

By Representative Gottovi:

H.B. 668, A BILL TO BE ENTITLED AN ACT TO REPEAL THE STATUTE PERTAINING TO THE DEPARTMENT OF LABOR'S AUTHORITY TO REQUIRE SEPARATE TOILETS, is referred to the Committee on Judiciary II.

By Representative Gamble:

H.B. 669, A BILL TO BE ENTITLED AN ACT TO REGULATE THE PRACTICE OF ALTERNATIVE MEDICINE, is referred to the Committee on Judiciary I.

By Representatives Wright, Bowman, Cummings, Fitch, and Wainwright:

H.B. 670, A BILL TO BE ENTITLED AN ACT TO ENACT THE WORKFORCE PREPAREDNESS ACT, AND TO MAKE CONFORMING CHANGES TO THE GENERAL STATUTES, is referred to the Committee on Business and Labor.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H.B. 157, A BILL TO BE ENTITLED AN ACT TO EXEMPT COLUMBUS COUNTY FROM CERTAIN STATUTORY REQUIREMENTS IN THE BUILDING OF A NEW SOCIAL SERVICES FACILITY, is returned for concurrence in Senate amendment and placed on the Calendar.

Committee Substitute for **S.B. 222**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM, ON, OR ACROSS THE RIGHT-OF-WAY OF A PUBLIC ROAD OR HIGHWAY IN MACON COUNTY DURING DEER SEASON, is read the first time and referred to the Committee on Local and Regional Government I.

S.B. 457, A BILL TO BE ENTITLED AN ACT TO ESTABLISH STATEWIDE SEASONS FOR TAKING BEAVER AND TO ALLOW THE TAKING OF DEPREDATING BEAVER WITHOUT OBTAINING A PERMIT, is read the first time and referred to the Committee on Agriculture.

S.B. 463, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SPACE WITHIN A COSMETIC ART SHOP RENTED BY AN INDEPENDENT CONTRACTOR IS NOT A SEPARATE COSMETIC ART SHOP AND TO REQUIRE THAT OWNERS LIST ALL COSMETOLOGISTS PRACTICING IN THEIR COSMETIC ART SHOP, is read the first time and referred to the Committee on Business and Labor.

CALENDAR

Action is taken on the following:

H.B. 405, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE CITY OF NORTHWEST, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, D. Brown, J. Brown, Burton, Church, Cole, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fussell, Gamble, Gardner, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 101.

Voting in the negative: None.

Excused absences: Representatives Barnes, Diamont, and Gottovi - 3.

Committee Substitute for **H.B. 91**, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE SOURCE REDUCTION OF WASTE IN STATE PURCHASING, passes its second reading, by electronic vote (103-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 416, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ISSUANCE OF NEW SHELLFISH CULTIVATION LEASES IN CORE SOUND, passes its second reading, by electronic vote (104-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.J.R. 68, A JOINT RESOLUTION HONORING THE LATE UNITED STATES SUPREME COURT JUSTICE, THURGOOD MARSHALL, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

ENROLLED BILL

The following is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 335, AN ACT TO EXEMPT RICHMOND COUNTY FROM SEEKING FIVE PROSPECTIVE BUYERS BEFORE IT TRANSFERS

RICHMOND MEMORIAL HOSPITAL TO RICHMOND MEMORIAL HOSPITAL, A NONPROFIT CORPORATION. (CHAPTER 10)

INTRODUCTION OF PAGES

Pages for the week of March 29–April 2 are introduced to the membership. They are: Kimyatta Anderson of Brunswick, William Ballantine, Jr. of Carteret, Nichole Bobbit of Wake, Sarah Bruck of Wake, Shawn Carrington of Wake, Corey English of Wake, Tasha Fox of Alexander, Stacy Garland of Wake, Kimberly Gibson of Hoke, Michael Kavanagh of Orange, Jennifer Lippard of Cabarrus, Keischa Lovelace of Wake, Melissa McCabe of Wake, Monica Pulley of Wake, Patrick Webb of Wake, and Eugenia Westbrook of Wake.

On motion of Representative Jack Hunt, seconded by Representative D. Brown, the House adjourns at 8:55 p.m. to reconvene March 30 at 2:00 p.m.

THIRTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, March 30, 1993

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 29 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (94–0).

Leaves of absence are granted Representatives Alexander, Barbee, and Esposito for today.

ENROLLED BILL

The following is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 68, A JOINT RESOLUTION HONORING THE LATE UNITED STATES SUPREME COURT JUSTICE, THURGOOD MARSHALL. (RESOLUTION 5)

REPORTS OF COMMITTEES

The following reports from standing committees are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

Committee Substitute for **H.B. 204**, A BILL TO BE ENTITLED AN ACT TO EXCHANGE TRACTS OF LAND BETWEEN THE

CORPORATE LIMITS OF THE TOWNS OF CARY AND MORRISVILLE, with a favorable report.

H.B. 207, A BILL TO BE ENTITLED AN ACT TO EXPAND THE BOSTAIN HEIGHTS FIRE DISTRICT IN ROWAN COUNTY, with a favorable report.

By Representative Lutz for the Committee on Local and Regional Government II:

H.B. 430, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM VEHICLE TAX THAT CAN BE LEVIED IN THE CITY OF GREENVILLE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 456, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONVEYANCE OF CERTAIN PROPERTY OWNED BY THE CITY OF NEW BERN TO THE NEUSE RIVER COMMUNITY DEVELOPMENT CORPORATION, INC., with a favorable report.

S.B. 117, A BILL TO BE ENTITLED AN ACT RELATING TO ILLEGALLY PARKED VEHICLES, with a favorable report, as amended.

By Representative James for the Committee on Agriculture:

S.B. 99, A BILL TO BE ENTITLED AN ACT TO TRANSFER AUTHORITY FROM THE WILDLIFE RESOURCES COMMISSION TO THE DEPARTMENT OF AGRICULTURE TO REGULATE THE PRODUCTION AND SALE OF COMMERCIALLY RAISED FRESHWATER FISH AND FRESHWATER CRUSTACEAN SPECIES, with a favorable report.

By Representative Jack Hunt for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 429, A JOINT RESOLUTION REQUESTING THE NORTH CAROLINA CONGRESSIONAL DELEGATION TO INTERCEDE WITH THE EXECUTIVE BRANCH WHEN NECESSARY AND TO PROPOSE TO CONGRESS CERTAIN AMENDMENTS TO THOSE PARTS OF THE SOCIAL SECURITY ACT THAT AFFECT THE MEDICAID PROGRAM, THE EMPLOYEE RETIREMENT INCOME SECURITY ACT OF 1974, THE FEDERAL TAX CODE, AND OTHER RELEVANT ACTS TO PERMIT THE STATE OF NORTH CAROLINA TO IMPLEMENT A STATEWIDE COMPREHENSIVE HEALTH CARE REFORM PROGRAM, with a favorable report.

H.J.R. 591, A JOINT RESOLUTION HONORING S. A. HOLLEMAN, THE FIRST MAYOR OF THE TOWN OF ELON COLLEGE, AND THE FOUNDERS OF THE TOWN OF ELON COLLEGE ON THE TOWN'S ONE-HUNDREDTH ANNIVERSARY, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Cummings, Alphin, Arnold, Barbee, Berry, Black, Bowman, D. Brown, Culp, Cunningham, Daughtry, Edwards, Fitch, Gist, Gottovi, Grady, Hill, Judy Hunt, H. Hunter, Joye, Kinney, Lutz, McAllister, Mercer, Michaux, Mitchell, Nichols, C. Preston, Rogers, Russell, Smith, Spears, Sutton, Wainwright, and P. Wilson:

H.B. 671, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CERTAIN DRUG OFFENSES COMMITTED ON THE PREMISES OF, OR WITHIN THREE HUNDRED FEET OF, A PARK, PLAYGROUND, OR RECREATIONAL CENTER OWNED BY A LOCAL GOVERNMENT ARE CLASS E FELONIES, is referred to the Committee on Judiciary I.

By Representatives Daughtry and Bowman:

H.B. 672, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO ISSUE RESTRICTED COMMERCIAL DRIVERS LICENSES TO SEASONAL DRIVERS FOR CERTAIN FARM-RELATED SERVICE INDUSTRIES, AND TO CLARIFY THE LAWS GOVERNING THE ISSUANCE OF LIMITED DRIVING PRIVILEGES, AND TO MAKE AMENDMENTS AND TECHNICAL CORRECTIONS TO THE MOTOR VEHICLES LAWS, is referred to the Committee on Transportation.

By Representatives Jenkins, Beall, and Ramsey:

H.B. 673, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR MURPHY MEDICAL CENTER FOR NEW EQUIPMENT, is referred to the Committee on Appropriations.

By Representatives C. Wilson, Berry, Brawley, Edwards, and Hayes:

H.B. 674, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE AND ESTABLISH THE PARAMETERS FOR VOLUNTARY BINDING ARBITRATION OF MEDICAL MALPRACTICE ACTIONS, is referred to the Committee on Judiciary I.

By Representatives C. Wilson, Berry, Brawley, Edwards, and Hayes:

H.B. 675, A BILL TO BE ENTITLED AN ACT TO DIRECT THE BOARD OF MEDICAL EXAMINERS TO DEVELOP MEDICAL PRACTICE PARAMETERS AND RISK MANAGEMENT PROTOCOLS FOR CERTAIN MEDICAL SPECIALTIES, is referred to the Committee on Health and Human Services.

By Representatives Barnes and Stamey:

H.B. 676, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE HUMANITIES EXTENSION PROGRAM AT NORTH CAROLINA STATE UNIVERSITY, is referred to the Committee on Appropriations.

By Representatives Nesbitt, Colton, and Crawford:

H.B. 677, A BILL TO BE ENTITLED AN ACT TO REVERT CERTAIN PRECINCT BOUNDARIES IN BUNCOMBE COUNTY TO THEIR STATUS ON DECEMBER 31, 1991, AND TO GRANT CERTAIN LIMITED POWERS TO THE BUNCOMBE COUNTY BOARD OF ELECTIONS, is referred to the Committee on Local and Regional Government I.

By Representative Fussell:

H.B. 678, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF WAKE FOREST, is referred to the Committee on Local and Regional Government I.

By Representatives Beall and Ramsey:

H.B. 679, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR EQUIPMENT AND EXPANSION OF THE REGIONAL HIGH TECHNOLOGY CENTER IN HAYWOOD COUNTY, is referred to the Committee on Appropriations.

By Representatives Dickson, Berry, Bowman, Flaherty, Gamble, Jack Hunt, Joye, Lutz, C. Preston, and Weatherly:

H.J.R. 680, A JOINT RESOLUTION HONORING THE LATE GOVERNOR MELVILLE BROUGHTON ON THE FIFTIETH ANNIVERSARY OF THE NORTH CAROLINA CENTER FOR APPLIED TEXTILE TECHNOLOGY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives DeVane, Gottovi, and Hackney:

H.B. 681, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE REQUIREMENTS OF THE 1990 AMENDMENTS TO THE FEDERAL CLEAN AIR ACT, TO REPEAL THE EXPIRATION OF A PORTION OF THE PER GALLON FUEL TAX, AND TO DEDICATE A PORTION OF THE PROCEEDS OF THE TAX TO IMPLEMENT THE 1990 AMENDMENTS TO THE FEDERAL CLEAN AIR ACT, is referred to the Committee on Environment.

By Representatives Gray, Decker, Esposito, Kennedy, Oldham, Stamey, and P. Wilson:

H.B. 682, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS FOR CONSTRUCTION OF A FILM SCHOOL AT THE NORTH CAROLINA SCHOOL OF THE ARTS, is referred to the Committee on Appropriations.

By Representatives Wainwright, Edwards, and Nichols:

H.B. 683, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CRAVEN COUNTY TO ASSIST WITH EXPENSES OF A PILOT PROJECT TO DEVELOP ON-SITE ALTERNATIVE SEWAGE TREATMENT SYSTEMS AND MANAGEMENT SCHEMES FOR THOSE SYSTEMS, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 59**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISPOSAL OF CERTAIN CLASSES OF RECYCLABLE SOLID WASTE IN LANDFILLS OR BY INCINERATION, is read the first time and referred to the Committee on Environment.

S.B. 110, A BILL TO BE ENTITLED AN ACT TO ALLOW LOCAL SCHOOL BOARDS TO REQUEST WAIVERS FOR CENTRAL OFFICE STAFF AS PROVIDED BY THE SCHOOL IMPROVEMENT AND ACCOUNTABILITY ACT, is read the first time and referred to the Committee on Education.

Committee Substitute for **S.B. 159**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DELIVERY OF NON-TAX-PAID SPECIAL FUEL INTO THE SUPPLY TANK OF A MOTOR VEHICLE AND ACQUISITION OF NON-TAX-PAID SPECIAL FUEL FOR USE IN A MOTOR VEHICLE, is read the first time and referred to the Committee on Judiciary II.

S.B. 407, A BILL TO BE ENTITLED AN ACT TO ELIMINATE ANY AMBIGUITY AS TO THE SCOPE OF INSPECTIONS OF THE BOARD OF MORTUARY SCIENCE, is read the first time and referred to the Committee on Judiciary II.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

Senate Committee Substitute for **H.J.R. 440**, A JOINT RESOLUTION INVITING THE HONORABLE JAMES G. EXUM, JR., CHIEF JUSTICE OF THE SUPREME COURT, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, is returned for concurrence in Senate committee substitute and, without objection, is temporarily displaced.

CALENDAR

Action is taken on the following:

H.B. 157, A BILL TO BE ENTITLED AN ACT TO EXEMPT COLUMBUS COUNTY FROM CERTAIN STATUTORY REQUIREMENTS IN THE BUILDING OF A NEW SOCIAL SERVICES FACILITY.

On motion of Representative Hill, the House concurs in the Senate amendment, by electronic vote (98-0), and the bill is ordered enrolled.

Committee Substitute for **H.B. 83**, A BILL TO BE ENTITLED AN ACT TO TEMPORARILY INCREASE THE SCRAP TIRE DISPOSAL TAX, TO PROVIDE FOR THE DISTRIBUTION OF THE ADDITIONAL TAX PROCEEDS, AND TO REVOKE THE GENERAL AUTHORITY OF A UNIT OF LOCAL GOVERNMENT OR A CONTRACTING PARTY TO IMPOSE A SEPARATE SCRAP

TIRE DISPOSAL FEE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: RepresentativesAlphin, Baddour, Balmer, Barbee, Barnhill, Beall, Berry, Black, Bowen, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Culp, Cummings, Cunningham, Daughtry, DeVane, Dockham, Easterling, Edwards, Ellis, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Morgan, Nesbitt, Nichols, Nye, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Spears, Stamey, Sutton, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 97.

Voting in the negative: Representatives Arnold, Creech, Decker, Dickson, Gray, Howard, Miner, Stewart, and P. Wilson - 9.

Excused absences: Representatives Alexander, Esposito, and James - 3.

SUSPENSION OF RULES

On motion of Representative Jack Hunt, Rule 43.3(a) is suspended in order to place Senate Committee Substitute for **H.J.R. 440**, A JOINT RESOLUTION INVITING THE HONORABLE JAMES G. EXUM, JR., CHIEF JUSTICE OF THE SUPREME COURT, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, on the Calendar.

CALENDAR (continued)

Committee Substitute No. 2 for **H.B. 49**, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHO SHALL BE ENTITLED TO THE PRIVILEGES AND ADVANTAGES OF THE PUBLIC SCHOOLS, WHO SHALL PAY TUITION, AND TO CREATE AN EDUCATION POWER OF ATTORNEY.

On motion of Representative Hackney, consideration of the bill is postponed until April 1.

Senate Committee Substitute for **H.J.R. 440**, A JOINT RESOLUTION INVITING THE HONORABLE JAMES G. EXUM, JR., CHIEF JUSTICE OF THE SUPREME COURT, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE.

On motion of Representative Jack Hunt, the House concurs in the Senate committee substitute, by electronic vote (108-0), and the bill is ordered enrolled.

On motion of Representative Jack Hunt, seconded by Representative Mercer, the House adjourns at 3:00 p.m. to reconvene March 31 at 2:00 p.m.

THIRTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, March 31, 1993

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 30 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnes, Bowen, Brubaker, Diamont, Jeffus, and Stewart for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 157, AN ACT TO EXEMPT COLUMBUS COUNTY FROM CERTAIN STATUTORY REQUIREMENTS IN THE BUILDING OF A NEW SOCIAL SERVICES FACILITY. (CHAPTER 11)

H.J.R. 440, A JOINT RESOLUTION INVITING THE HONORABLE JAMES G. EXUM, JR., CHIEF JUSTICE OF THE SUPREME COURT, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE. (RESOLUTION 6)

REPORTS OF COMMITTEES

The following reports from standing committees are presented:

By Representative R. Thompson for the Committee on Local and Regional Government I:

H.B. 252, A BILL TO BE ENTITLED AN ACT TO ALLOW THE GUILFORD COUNTY BOARD OF ELECTIONS TO ESTABLISH A "VOTE EARLY BUT NOT OFTEN" PROGRAM, with a favorable report.

H.B. 409, A BILL TO BE ENTITLED AN ACT TO EXPAND THE HILDEBRAN TOWN BOARD FROM THREE TO FIVE MEMBERS, with a favorable report, as amended.

H.B. 420, A BILL TO BE ENTITLED AN ACT TO CHANGE THE NAME OF THE RESOURCES DEVELOPMENT

COMMISSION FOR BRUNSWICK COUNTY TO THE BRUNSWICK COUNTY ECONOMIC DEVELOPMENT COMMISSION, with a favorable report.

H.B. 423, A BILL TO BE ENTITLED AN ACT DEANNEXING A CERTAIN TRACT OF PROPERTY FROM THE CITY OF BURLINGTON, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 424, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF BURLINGTON TO CONVEY CERTAIN SURPLUS PROPERTY BY PRIVATE SALE, with a favorable report.

H.B. 426, A BILL TO BE ENTITLED AN ACT TO CORRECT TWO ERRORS IN THE PLAN FOR MERGER OF THE PUBLIC SCHOOL SYSTEMS IN ROCKINGHAM COUNTY INTO ONE SYSTEM, with a favorable report.

H.B. 435, A BILL TO BE ENTITLED AN ACT TO ALLOW ABSENTEE VOTING IN OLD FORT TOWN ELECTIONS CONDUCTED BY THE MUNICIPAL BOARD OF ELECTIONS, with a favorable report.

H.B. 466, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAYNE COUNTY TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, with a favorable report, as amended.

H.B. 492, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A WILDLIFE PRESERVE AND BIRD SANCTUARY IN THE CITY OF BOILING SPRING LAKES IN BRUNSWICK COUNTY, with a favorable report.

H.B. 493, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NO-WAKE ZONE IN THE CITY OF SOUTHPORT AND TO ALLOW THE CITY OF SOUTHPORT TO REGULATE CERTAIN ACTIVITIES IN WATERWAYS ADJACENT TO THE CITY, with a favorable report.

H.B. 590, A BILL TO BE ENTITLED AN ACT TO ALLOW THE INCORPORATED VOLUNTEER FIRE DEPARTMENTS OF CURRITUCK COUNTY TO PURCHASE GOVERNMENTAL AND MUNICIPAL SURPLUS PROPERTY AND EQUIPMENT, with a favorable report.

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 31, A BILL TO BE ENTITLED AN ACT TO MODIFY THE WATER COLUMN LEASES IN ARTICLE 16 OF CHAPTER 113 OF THE GENERAL STATUTES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 5. The original bill is placed on the Unfavorable Calendar.

H.B. 379, A BILL TO BE ENTITLED AN ACT TO ALLOW HALIFAX COUNTY TO CREATE FIRE PROTECTION DISTRICTS IN WHICH FIRE PROTECTION IS FUNDED BY FEES RATHER THAN TAXES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 5. The original bill is placed on the Unfavorable Calendar.

H.B. 399, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL PROCEDURES FOR ALEXANDER COUNTY TO INCREASE THE SIZE OF FIRE DISTRICTS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 5. The original bill is placed on the Unfavorable Calendar.

By Representative Hensley for the Committee on Judiciary III:

H.B. 231, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO REQUIRE THAT JUVENILE RECORDS BE AVAILABLE FOR SENTENCING, with a favorable report.

H.B. 503, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A LAW ENFORCEMENT OFFICER MAY CARRY A CONCEALED WEAPON WHEN OFF-DUTY IN NORTH CAROLINA, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 5. The original bill is placed on the Unfavorable Calendar.

By Representative Michaux for the Committee on Judiciary I:

H.B. 406, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ESTABLISHMENT OF AN ABC STORE IN THE TOWN OF NAVASSA, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 5. The original bill is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRAL

Representative Redwine, Chair for the Standing Committee on Business and Labor, refers **S.B. 463,** A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SPACE WITHIN A COSMETIC ART SHOP RENTED BY AN INDEPENDENT CONTRACTOR IS NOT A SEPARATE COSMETIC ART SHOP AND TO REQUIRE THAT OWNERS LIST ALL COSMETOLOGISTS PRACTICING IN THEIR COSMETIC ART SHOP, to the Permanent Subcommittee on Economic Expansion and Growth.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives J. Brown, Barbee, Berry, Bowen, Bowman, Crawford, Creech, Culp, Daughtry, Dickson, Ellis, Grady, Holmes, Howard, Ives, James, Justus, Lee, Lutz, McCrary, McLaughlin, McLawhorn, Mercer, Miner, Mitchell, C. Preston, J. Preston, Robinson, Stewart, R. Thompson, Weatherly, and P. Wilson:

H.B. 684, A BILL TO BE ENTITLED AN ACT TO REDUCE FROM TWENTY TO TEN THE MINIMUM NUMBER OF ACRES REQUIRED FOR A TRACT OF FORESTLAND TO QUALIFY FOR USE VALUE TAXATION, is referred to the Committee on Finance.

By Representatives Fitch, Braswell, Burton, Cummings, Moore, and Wilkins:

H.B. 685, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE COLLABORATIVE EFFORT TO SUPPORT NEW TEACHING PROFESSIONALS, is referred to the Committee on Appropriations.

By Representatives Justus, Cummings, and Ives:

H.B. 686, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE HENDERSON AND TRANSYLVANIA COUNTIES TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY A DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE AND TO EXTEND WATER AND SEWER LINES TO INDUSTRIAL PROPERTIES FOR ECONOMIC DEVELOPMENT PURPOSES, is referred to the Committee on Local and Regional Government II.

By Representative Luebke:

H.B. 687, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF DURHAM TO AUTHORIZE THE CITY COUNCIL TO DELEGATE TO THE ZONING COMMISSION AUTHORITY TO REZONE PROPERTY SUBJECT TO CERTAIN RIGHTS OF APPEAL, is referred to the Committee on Local and Regional Government I.

By Representative Luebke:

H.B. 688, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE DURHAM COUNTY TO IMPLEMENT A SYSTEM OF IMPACT FEES, is referred to the Committee on Finance.

By Representatives Holmes and J. Brown:

H.B. 689, A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF THIRD DEGREE TRESPASS IN WILKES AND YADKIN COUNTIES, is referred to the Committee on Local and Regional Government II.

By Representatives Brawley, Bowman, Hall, and Joye:

H.B. 690, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE PROHIBITION AGAINST CARRYING A CONCEALED WEAPON SHALL NOT APPLY TO DISTRICT ATTORNEYS AND ASSISTANT DISTRICT ATTORNEYS, is referred to the Committee on Judiciary I.

By Representatives Gray, Decker, Esposito, Oldham, and P. Wilson:

H.B. 691, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION AND THE FORSYTH COUNTY COMMISSIONERS "DOWNTOWN SCHOOL" PROJECT FROM CERTAIN STATUTORY REQUIREMENTS, is referred to the Committee on Local and Regional Government I.

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 447, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE TRANSFER OF FUNDS FROM THE CITY OF MOUNT AIRY'S RETIREMENT PLAN TO THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, is read the first time and referred to the Committee on Pensions and Retirement.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

Senate Committee Substitute for **H.B. 120**, A BILL TO BE ENTITLED AN ACT TO AMEND THE OPEN MEETINGS LAWS AND TO AMEND THE PUBLIC RECORDS LAW AS IT RELATES TO THE HOSPITAL LICENSURE ACT AND THE JOINT MUNICIPAL ELECTRIC POWER AND ENERGY ACT, is returned for concurrence in Senate committee substitute, which changes the title, and referred to the Committee on Judiciary I.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 410**, A BILL TO BE ENTITLED AN ACT TO MERGE THE BEAUFORT COUNTY AND WASHINGTON CITY SCHOOL ADMINISTRATIVE UNITS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnhill, Beall, Berry, Black, Bowman, Braswell, Brawley, D. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, James, Jarrell, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee,

Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Stamey, Sutton, Tallent, G. Thompson, R. Thompson, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wright - 102.

Voting in the negative: Representative Decker.

Excused absences: Representatives Barnes, Bowen, Brubaker, Diamont, Jeffus, and Stewart - 6.

Committee Substitute for **H.B. 204**, A BILL TO BE ENTITLED AN ACT TO EXCHANGE TRACTS OF LAND BETWEEN THE CORPORATE LIMITS OF THE TOWNS OF CARY AND MORRISVILLE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnhill, Beall, Berry, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, James, Jarrell, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Sutton, Tallent, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 109.

Voting in the negative: None.

Excused absences: Representatives Barnes, Bowen, Brubaker, Diamont, Jeffus, and Stewart - 6.

H.B. 207, A BILL TO BE ENTITLED AN ACT TO EXPAND THE BOSTIAN HEIGHTS FIRE DISTRICT IN ROWAN COUNTY.

Representative Hackney offers Amendment No. 1 which is adopted. This amendment changes the title.

The bill, as amended, passes its second reading, and the caption having been amended, remains on the Calendar.

H.B. 456, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONVEYANCE OF CERTAIN PROPERTY OWNED BY THE CITY OF NEW BERN TO THE NEUSE RIVER COMMUNITY DEVELOPMENT CORPORATION, INC., passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.B. 117, A BILL TO BE ENTITLED AN ACT RELATING TO ILLEGALLY PARKED VEHICLES.

On motion of Representative Gist, Committee Amendment No. 1 is adopted.

On motion of Representative Lutz, the bill is withdrawn from the Calendar and re-referred to the Committee on Finance.

Committee Substitute for **H.B. 83**, A BILL TO BE ENTITLED AN ACT TO TEMPORARILY INCREASE THE SCRAP TIRE DISPOSAL TAX, TO PROVIDE FOR THE DISTRIBUTION OF THE ADDITIONAL TAX PROCEEDS, AND TO REVOKE THE GENERAL AUTHORITY OF A UNIT OF LOCAL GOVERNMENT OR A CONTRACTING PARTY TO IMPOSE A SEPARATE SCRAP TIRE DISPOSAL FEE.

Representative DeVane offers Amendment No. 1 which is adopted by electronic vote (102-0).

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Baddour, Balmer, Barbee, Barnhill, Beall, Berry, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, DeVane, Dockham, Edwards, Ellis, Fitch, Flaherty, Fussell, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, R. Hunter, James, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Sutton, Tallent, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilmoth, Wood, and Wright - 95.

Voting in the negative: Representatives Arnold, Decker, Dickson, Howard, and P. Wilson - 5.

Excused absences: Representatives Barnes, Bowen, Brubaker, Diamont, Jeffus, and Stewart - 6.

S.B. 99, A BILL TO BE ENTITLED AN ACT TO TRANSFER AUTHORITY FROM THE WILDLIFE RESOURCES COMMISSION TO THE DEPARTMENT OF AGRICULTURE TO REGULATE THE PRODUCTION AND SALE OF COMMERCIALLY RAISED FRESHWATER FISH AND FRESHWATER CRUSTACEAN SPECIES.

On motion of Representative Redwine, consideration of the bill is postponed until April 1.

H.J.R. 429, A JOINT RESOLUTION REQUESTING THE NORTH CAROLINA CONGRESSIONAL DELEGATION TO

INTERCEDE WITH THE EXECUTIVE BRANCH WHEN NECESSARY AND TO PROPOSE TO CONGRESS CERTAIN AMENDMENTS TO THOSE PARTS OF THE SOCIAL SECURITY ACT THAT AFFECT THE MEDICAID PROGRAM, THE EMPLOYEE RETIREMENT INCOME SECURITY ACT OF 1974, THE FEDERAL TAX CODE, AND OTHER RELEVANT ACTS TO PERMIT THE STATE OF NORTH CAROLINA TO IMPLEMENT A STATEWIDE COMPREHENSIVE HEALTH CARE REFORM PROGRAM, passes its second reading, by electronic vote (105-5), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

H.J.R. 591, A JOINT RESOLUTION HONORING S. A. HOLLEMAN, THE FIRST MAYOR OF THE TOWN OF ELON COLLEGE, AND THE FOUNDERS OF THE TOWN OF ELON COLLEGE ON THE TOWN'S ONE-HUNDREDTH ANNIVERSARY, passes its second reading, by electronic vote (105-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

On motion of Representative Jack Hunt, seconded by Representative G. Thompson, the House adjourns at 3:06 p.m. to reconvene April 1 at 1:15 p.m.

THIRTY-NINTH DAY

HOUSE OF REPRESENTATIVES
Thursday, April 1, 1993

The House meets at 1:15 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 31 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnes, Colton, Diamont, Hayes, Holmes, Luebke, Lutz, and Stewart for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 81, AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE USED TO DETERMINE CERTAIN TAXABLE INCOME AND TAX EXEMPTIONS. (CHAPTER 12)

H.B. 87, AN ACT TO PROVIDE FOR LIMITED LEAVE WITH PAY FOR STATE EMPLOYEES WHO ARE CERTIFIED DISASTER VOLUNTEERS. (CHAPTER 13)

REPORTS OF COMMITTEES

The following reports from standing committees are presented:

By Representative R. Thompson for the Committee on Local and Regional Government I:

H.B. 461, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE CITY OF LOWELL, with a favorable report.

On motion of Representative R. Thompson, the bill is re-referred to the Committee on Finance.

By Representative Hensley for the Committee on Judiciary III:

H.B. 229, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION ADDING TRAINING SCHOOLS TO THE COMMITMENT OPTIONS WHEN COMMITMENT OF A JUVENILE FOR THIRTY DAYS OR LESS IS ORDERED, with a favorable report.

H.B. 498, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE PLACE OF CONFINEMENT OF A JUVENILE TRANSFERRED TO SUPERIOR COURT FOR TRIAL AS AN ADULT, with a favorable report.

H.B. 619, A BILL TO BE ENTITLED AN ACT TO DELAY THE SUNSET ON THE NOTICE OF SETTLEMENT ACT, with a favorable report.

By Representative Lee for the Committee on Pensions and Retirement:

H.B. 388, A BILL TO BE ENTITLED AN ACT TO ALLOW LEGISLATORS SERVING IN JANUARY 1985 TO PURCHASE CREDITABLE SERVICE IN THE LEGISLATIVE RETIREMENT SYSTEM, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 77, A BILL TO BE ENTITLED AN ACT TO MAKE CONFORMING CHANGES TO THE LAW PROVIDING FOR INDIVIDUAL INCOME TAX ADJUSTMENTS AND TO PROVIDE THAT EXPENSES PAID IN CONNECTION WITH INTEREST EARNED ON OBLIGATIONS ARE DEDUCTIBLE FROM AN INDIVIDUAL'S TAXABLE INCOME TO THE EXTENT THE INTEREST IS TAXABLE, with a favorable report.

PERMANENT SUBCOMMITTEE REPORT

The following report from permanent subcommittee is presented:

By Representative Beall for the Permanent Subcommittee on Labor Relations and Employment of the Standing Committee on Business and Labor, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 186, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT PUBLICLY FUNDED JOB TRAINING PROGRAMS INCLUDE HEALTH AND SAFETY TRAINING, with a favorable report.

SUBCOMMITTEE REFERRALS

Representative Mavretic, Chair for the Standing Committee on Health and Human Services, refers:

H.B. 587, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE RULE-MAKING AUTHORITY OF THE MEDICAL CARE COMMISSION FOR NURSING HOME REGULATION, to the Permanent Subcommittee on Aging.

S.B. 31, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE DEPARTMENT OF HUMAN RESOURCES STUDY THE ISSUE OF REIMBURSEMENT FOR DOMICILIARY CARE HOMES AND RECOMMEND A SPECIFIC METHOD FOR RATE SETTING, to the Permanent Subcommittee on Aging.

H.B. 431, A BILL TO BE ENTITLED AN ACT DIRECTING THE COMMISSION FOR HEALTH SERVICES TO ADOPT RULES RELATING TO RESIDENTIAL SWIMMING POOL SAFETY, to the Permanent Subcommittee on Health Care and Access.

H.B. 552, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE MEDICAID LAW REGARDING THE FINANCIAL RESPONSIBILITY OF PARENTS FOR CHILDREN UNDER TWENTY-ONE IN MEDICAL INSTITUTIONS, to the Permanent Subcommittee on Health Care and Access.

H.B. 570, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE FOOD AND LODGING SANITATION LAW, TO AMEND THE SCOPE OF SANITATION INSPECTIONS OF LOCAL CONFINEMENT FACILITIES, AND TO REPEAL THE REQUIREMENT THAT PRINCIPALS CONDUCT SANITATION INSPECTIONS, to the Permanent Subcommittee on Health Care and Access.

H.B. 612, A BILL TO BE ENTITLED AN ACT TO PERMIT AREA MENTAL HEALTH AUTHORITIES TO SERVE AS MANAGED CARE PROVIDERS, to the Permanent Subcommittee on Health Care and Access.

H.B. 613, A BILL TO BE ENTITLED AN ACT TO ALLOW HEALTH CARE FACILITIES TO FURNISH PUBLIC HEALTH

AUTHORITIES WITH PATIENT RECORDS UNDER CERTAIN CIRCUMSTANCES, to the Permanent Subcommittee on Health Care and Access.

H.B. 452, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE REQUIREMENTS OF THE GENERAL STATUTES PERTAINING TO IMMUNIZATIONS, to the Permanent Subcommittee on Human Services.

H.B. 513, A BILL TO BE ENTITLED AN ACT TO MANDATE A SINGLE PORTAL OF ENTRY AND EXIT POLICY FOR SERVICES FOR INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES, to the Permanent Subcommittee on Human Services.

H.B. 627, A BILL TO BE ENTITLED AN ACT TO IMPROVE ENFORCEMENT OF THE CHILD DAY CARE REQUIREMENTS, to the Permanent Subcommittee on Human Services.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Russell, Baddour, and Wainwright:

H.B. 692, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE CITY OF KINSTON FROM ARTICLE 12, CHAPTER 160A OF THE GENERAL STATUTES IN THE SALE OR LEASE OF CERTAIN SURPLUS REAL PROPERTY TO ADKIN HIGH SCHOOL ALUMNI & FRIENDS, INC., A NORTH CAROLINA NONPROFIT CORPORATION, is referred to the Committee on Local and Regional Government I.

By Representatives Russell, Baddour, and Wainwright:

H.B. 693, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE COMPLETION OF A NEW ARTS CENTER/CIVIC CENTER IN LENOIR COUNTY, is referred to the Committee on Appropriations.

By Representatives Gamble, Berry, Dickson, Jack Hunt, Joye, Lutz, C. Preston, and Weatherly:

H.B. 694, A BILL TO BE ENTITLED AN ACT TO CHANGE THE CANDIDATE FILING PERIOD FOR THE GASTON COUNTY BOARD OF EDUCATION SO IT WILL CLOSE PRIOR TO THE AVAILABILITY OF ABSENTEE BALLOTS, is referred to the Committee on Local and Regional Government II.

By Representatives Flaherty, Berry, Brawley, C. Preston, Robinson, and G. Thompson:

H.B. 695, A BILL TO BE ENTITLED AN ACT TO ALLOW THE COUNTIES OF CALDWELL AND CATAWBA AND THE CITIES OF HICKORY AND LENOIR TO ESTABLISH THE CAROLINA AND NORTHWESTERN RAILROAD AUTHORITY, is referred to the Committee on Transportation.

By Representatives Flaherty, Bowman, Justus, and G. Thompson:

H.B. 696, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR NOTIFICATION OF A DEFENDANT THAT HIS PROBATION PERIOD MAY BE EXTENDED FOR UP TO THREE YEARS IF RESTITUTION IS NOT COMPLETED, is referred to the Committee on Judiciary I.

By Representatives Flaherty and G. Thompson:

H.B. 697, A BILL TO BE ENTITLED AN ACT TO MAKE THE FAILURE TO WEAR A SEAT BELT ADMISSIBLE IN CRIMINAL TRIALS, is referred to the Committee on Judiciary I.

By Representatives Flaherty and Bowman:

H.B. 698, A BILL TO BE ENTITLED AN ACT TO AMEND LAWS RELATING TO FELONIOUS LARCENY TO MAKE THE THRESHOLD AMOUNT CONSISTENTLY ONE THOUSAND DOLLARS, is referred to the Committee on Judiciary I.

By Representatives Jarrell, Beall, Cole, Colton, Cunningham, DeVane, Hill, Redwine, and Warner:

H.B. 699, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CHECKS ON ALL NEW CHECKING ACCOUNTS AT BANKS INDICATE THE MONTH AND YEAR IN WHICH THE ACCOUNT WAS OPENED, is referred to the Committee on Financial Institutions.

By Representative Redwine:

H.B. 700, A BILL TO BE ENTITLED AN ACT TO LIMIT THE HEIGHT OF STRUCTURES WITHIN THE PART OF THE TOWN OF SUNSET BEACH THAT IS ON THE ISLAND, is referred to the Committee on Local and Regional Government I.

By Representatives Ellis and Gamble:

H.B. 701, A BILL TO BE ENTITLED AN ACT TO MAKE IT A MISDEMEANOR FOR A STATE OFFICIAL TO FAIL TO PROVIDE INFORMATION TO LEGISLATORS AND LEGISLATIVE COMMITTEES, is referred to the Committee on Judiciary I.

By Representatives B. Miller and Gottovi:

H.B. 702, A BILL TO BE ENTITLED AN ACT TO REFORM AND EXPEDITE THE PROCESS BY WHICH APPLICATIONS FOR PERMITS UNDER CERTAIN ENVIRONMENTAL REGULATORY PROGRAMS ARE CONSIDERED AND TO REFORM AND EXPEDITE ADMINISTRATIVE AND JUDICIAL REVIEW OF PERMIT DECISIONS, is referred to the Committee on Environment.

By Representative R. Thompson:

H.B. 703, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TOWN OF NAGS HEAD MAY REGULATE CERTAIN

COMMERCIAL FISHING ACTIVITIES ON THE FORESHORE, BEACH STRAND, AND BARRIER DUNE SYSTEM WITHIN AND ALONG ITS BOUNDARIES, is referred to the Committee on Local and Regional Government I.

By Representatives R. Thompson, Bowman, Cummings, Easterling, Gottovi, and Mitchell:

H.B. 704, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT INTEREST ACCRUES ON PAST-DUE CHILD SUPPORT AT THE RATE AT WHICH INTEREST ACCRUES ON CIVIL JUDGMENTS, is referred to the Committee on Judiciary II.

By Representatives R. Thompson, Bowman, Cummings, Easterling, Gottovi, Mitchell, and Russell:

H.J.R. 705, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY FAMILY LAW REFORM, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives R. Thompson, Bowman, Cummings, Easterling, Gottovi, Mitchell, and Russell:

H.B. 706, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT PRESUMPTIVE GUIDELINES ESTABLISHED FOR DETERMINING CHILD SUPPORT AMOUNTS MAY INCLUDE COST-OF-LIVING ADJUSTMENTS, is referred to the Committee on Judiciary II.

By Representatives R. Thompson, Bowman, Easterling, Mitchell, and Russell:

H.B. 707, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NOTIFICATION OF CREDITORS AND CREDIT REPORTING AGENCIES OF PERSONS OBLIGATED TO PAY CHILD SUPPORT, is referred to the Committee on Judiciary II.

By Representative Stewart:

H.B. 708, A BILL TO BE ENTITLED AN ACT TO ALLOW HARNETT COUNTY, THE CITY OF DUNN, AND THE TOWNS OF ANGIER, COATS, ERWIN, AND LILLINGTON TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY A DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, is referred to the Committee on Local and Regional Government I.

By Representatives Weatherly, Arnold, Berry, Brawley, Cole, Culp, Dockham, Edwards, Gray, Hayes, Howard, Mavretic, McCombs, McLaughlin, Mercer, Miner, Mitchell, Nichols, J. Preston, Robinson, Smith, and G. Thompson:

H.B. 709, A BILL TO BE ENTITLED AN ACT TO EXTEND THE ONE PERCENT MANUFACTURERS' SALES TAX RATE ON

MACHINERY TO APPLY TO WORKER SAFETY EQUIPMENT, is referred to the Committee on Finance.

By Representatives G. Thompson and Flaherty:

H.B. 710, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO MITCHELL COUNTY FOR CAPITAL FUNDING OF ITS NEW SENIOR CITIZENS CENTER, is referred to the Committee on Appropriations.

By Representatives G. Thompson and Flaherty:

H.B. 711, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO MITCHELL COUNTY FOR RESTORATION OF AN ABANDONED CEMETERY IN THE LOAFERS GLORY COMMUNITY, is referred to the Committee on Appropriations.

By Representatives G. Thompson and Flaherty:

H.B. 712, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO MITCHELL COUNTY FOR THE CONSTRUCTION OF A NEW ANIMAL SHELTER, is referred to the Committee on Appropriations.

By Representative G. Thompson:

H.B. 713, A BILL TO BE ENTITLED AN ACT TO REPEAL A 1992 LOCAL ACT WHICH WOULD HAVE CALLED A REFERENDUM ON THE QUESTION OF ELECTING THE MITCHELL COUNTY TAX COLLECTOR, is referred to the Committee on Appropriations.

By Representative G. Thompson:

H.J.R. 714, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY ISSUES RELATING TO HEALTH AND FITNESS CLUBS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Rogers and D. Brown:

H.B. 715, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PISTOL PERMIT FEE IN MARTIN COUNTY FROM FIVE DOLLARS TO TWENTY DOLLARS, is referred to the Committee on Finance.

By Representative Daughtry:

H.B. 716, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A BIDDER WITH A PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE WITH LAWS OR REGULATIONS CAUSING DISADVANTAGE IN ANOTHER STATE WILL BE AT RECIPROCAL DISADVANTAGE WHEN BIDDING ON A PUBLIC CONTRACT WITH THIS STATE, is referred to the Committee on State Government.

By Representatives Flaherty and G. Thompson:

H.B. 717, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SECRETARY OF ENVIRONMENT, HEALTH, AND NAT-

URAL RESOURCES TO WAIVE REIMBURSEMENT OF COSTS FOR CLEANUP OF LEAKING PETROLEUM UNDERGROUND STORAGE TANKS AT PUBLIC HOSPITALS, is referred to the Committee on Environment.

By Representatives Easterling, Alexander, Baddour, Barnhill, Beall, Black, Bowman, Braswell, D. Brown, Burton, Church, Cole, Colton, Crawford, Cummings, Cunningham, DeVane, Dickson, Edwards, Fitch, Flaherty, Gottovi, Green, Griffin, Hackney, Hall, Hensley, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Joye, Kennedy, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, McAllister, McCrary, McLaughlin, McLawhorn, Michaux, G. Miller, Moore, Nye, Oldham, Ramsey, Redwine, Richardson, Rogers, Spears, Stamey, Sutton, G. Thompson, R. Thompson, Wainwright, Warner, Wilkins, and Wilmoth:

H.B. 718, A BILL TO BE ENTITLED AN ACT TO DEVELOP AND ESTABLISH EARLY CHILDHOOD INITIATIVES, is referred to the Committee on Children, Youth and Families.

By Representatives H. Hunter, Alexander, Alphin, Baddour, Barnhill, Bowie, Bowman, Braswell, D. Brown, Burton, Colton, Crawford, Cummings, Cunningham, Daughtry, DeVane, Easterling, Edwards, Fitch, Flaherty, Gamble, Gist, Gottovi, Green, Griffin, Hackney, Hall, Hensley, Hightower, Holt, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Joye, Kennedy, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Moore, Nesbitt, Nye, Ramsey, Redwine, Richardson, Robinson, Rogers, Spears, Stamey, Stewart, Sutton, R. Thompson, Wainwright, Warner, Wilkins, and Wright:

H.B. 719, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES FOR IMPLEMENTING A STATEWIDE UNIVERSAL IMMUNIZATION PROGRAM, is referred to the Committee on Appropriations.

By Representatives G. Miller, Alexander, Barnhill, Cummings, Easterling, Fitch, Flaherty, Hackney, Hall, Hensley, Judy Hunt, H. Hunter, R. Hunter, Jeffus, Lemmond, Luebke, McLawhorn, Moore, Nye, Smith, Sutton, Wainwright, Wilmoth, and Wright:

H.B. 720, A BILL TO BE ENTITLED AN ACT TO INCREASE THE INCOME TAX CREDIT FOR CHILD AND DEPENDENT CARE EXPENSE FOR FAMILIES WITH INCOME BELOW FORTY THOUSAND DOLLARS A YEAR, is referred to the Committee on Finance.

RE-REFERRAL

On motion of Representative B. Miller, Rule 39.2 is suspended and **H.B. 665**, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE REGULATION OF CREDIT INSURANCE AND LOWER PREMIUM RATES CHARGED FOR CREDIT INSURANCE, is withdrawn from

the Committee on Insurance and re-referred to the Committee on Financial Institutions.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
April 1, 1993

Mr. Speaker:

Pursuant to Senate Committee Substitute for **H.J.R. 440**, A JOINT RESOLUTION INVITING THE HONORABLE JAMES G. EXUM, JR., CHIEF JUSTICE OF THE SUPREME COURT, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, the President Pro Tempore appoints as a committee on the part of the Senate to escort the Chief Justice to the Joint Session in the Hall of the House of Representatives on Thursday, April 1, 1993, at 2:00 p.m.: Senators Ballance, Cooper, Conder, Hartsell, Marshall, and Soles.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

The Speaker appoints Representatives Fitch, Balmer, Holt, and Baddour as a like committee on the part of the House to escort the Chief Justice of the Supreme Court to the Joint Session, and the Senate is so notified by Special Message.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 410**, A BILL TO BE ENTITLED AN ACT TO MERGE THE BEAUFORT COUNTY AND WASHINGTON CITY SCHOOL ADMINISTRATIVE UNITS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Beall, Berry, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Crawford, Creech, Culp, Cummings, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hensley, Hightower, Hill, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Sutton, Tallent, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wright - 100.

Voting in the negative: Representative Decker.

Excused absences: Representatives Barnes, Colton, Diamont, Hayes, Holmes, Kennedy, Lutz, and Stewart – 8.

Committee Substitute for **H.B. 204**, A BILL TO BE ENTITLED AN ACT TO EXCHANGE TRACTS OF LAND BETWEEN THE CORPORATE LIMITS OF THE TOWNS OF CARY AND MORRISVILLE, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Beall, Berry, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Crawford, Creech, Culp, Cummings, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hensley, Hightower, Hill, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Sutton, Tallent, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright – 102

Voting in the negative: None.

Excused absences: Representatives Barnes, Colton, Diamont, Hayes, Holmes, Kennedy, Lutz, and Stewart – 8.

H.B. 207, A BILL TO BE ENTITLED AN ACT TO EXPAND THE BOSTIAN HEIGHTS FIRE DISTRICT IN ROWAN COUNTY.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 409, A BILL TO BE ENTITLED AN ACT TO EXPAND THE HILDEBRAN TOWN BOARD FROM THREE TO FIVE MEMBERS.

On motion of Representative Church, Committee Amendment No. 1 is adopted.

The bill, as amended, passes it second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 466, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAYNE COUNTY TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE.

On motion of Representative Wood, Committee Amendment No. 1 is adopted. This amendment changes the title.

The bill, as amended, passes its second reading and, the caption having been amended, remains on the Calendar.

H.B. 252, A BILL TO BE ENTITLED AN ACT TO ALLOW THE GUILFORD COUNTY BOARD OF ELECTIONS TO ESTABLISH A "VOTE EARLY BUT NOT OFTEN" PROGRAM, passes its second reading and there being no objection is read a third time.

The bill passes its third reading, by electronic vote (98–9), and is ordered sent to the Senate.

H.B. 420, A BILL TO BE ENTITLED AN ACT TO CHANGE THE NAME OF THE RESOURCES DEVELOPMENT COMMISSION FOR BRUNSWICK COUNTY TO THE BRUNSWICK COUNTY ECONOMIC DEVELOPMENT COMMISSION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 424, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF BURLINGTON TO CONVEY CERTAIN SURPLUS PROPERTY BY PRIVATE SALE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 426, A BILL TO BE ENTITLED AN ACT TO CORRECT TWO ERRORS IN THE PLAN FOR MERGER OF THE PUBLIC SCHOOL SYSTEMS IN ROCKINGHAM COUNTY INTO ONE SYSTEM, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 435, A BILL TO BE ENTITLED AN ACT TO ALLOW ABSENTEE VOTING IN OLD FORT TOWN ELECTIONS CONDUCTED BY THE MUNICIPAL BOARD OF ELECTIONS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 492, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A WILDLIFE PRESERVE AND BIRD SANCTUARY IN THE CITY OF BOILING SPRING LAKES IN BRUNSWICK COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 493, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NO-WAKE ZONE IN THE CITY OF SOUTHPORT AND TO ALLOW THE CITY OF SOUTHPORT TO REGULATE CERTAIN ACTIVITIES IN WATERWAYS ADJACENT TO THE CITY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 590, A BILL TO BE ENTITLED AN ACT TO ALLOW THE INCORPORATED VOLUNTEER FIRE DEPARTMENTS OF CURRITUCK COUNTY TO PURCHASE GOVERNMENTAL AND MUNICIPAL SURPLUS PROPERTY AND EQUIPMENT, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute No. 2 for **H.B. 49**, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHO SHALL BE ENTITLED TO THE PRIVILEGES AND ADVANTAGES OF THE PUBLIC SCHOOLS, WHO SHALL PAY TUITION, AND TO CREATE AN EDUCATION POWER OF ATTORNEY.

On motion of Representative Hackney, consideration of the bill is postponed until April 6.

S.B. 99, A BILL TO BE ENTITLED AN ACT TO TRANSFER AUTHORITY FROM THE WILDLIFE RESOURCES COMMISSION TO THE DEPARTMENT OF AGRICULTURE TO REGULATE THE PRODUCTION AND SALE OF COMMERCIALLY RAISED FRESHWATER FISH AND FRESHWATER CRUSTACEAN SPECIES.

On motion of Representative Redwine, consideration of the bill is postponed until April 8.

H.B. 231, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO REQUIRE THAT JUVENILE RECORDS BE AVAILABLE FOR SENTENCING.

On motion of Representative Hensley, consideration of the bill is postponed until April 6.

REPORTS OF COMMITTEE

The following reports from standing committee are presented:

By Representative Michaux for the Committee on Judiciary I:

H.B. 214, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE SPOUSAL DEFENSE TO A PROSECUTION FOR RAPE OR SEXUAL OFFENSE, with a favorable report.

H.B. 385, A BILL TO BE ENTITLED AN ACT TO REDUCE THE BLOOD ALCOHOL CONTENT FOR DRIVING WHILE IMPAIRED AND RELATED OFFENSES FROM 0.10 TO 0.08 PERCENT; TO REDUCE THE MINIMUM BLOOD ALCOHOL CONTENT NECESSARY FOR AN IMMEDIATE TEN-DAY REVOCATION OF DRIVING PRIVILEGES FROM 0.10 TO 0.08 PERCENT; TO REDUCE THE BLOOD ALCOHOL LEVEL TO BE CONSIDERED AS SLIGHT IMPAIRMENT FROM 0.11 TO 0.09 PERCENT; TO MAKE THE RESULTS OF A FIRST BREATH TEST ADMISSIBLE UNDER CERTAIN CIRCUMSTANCES; TO ESTABLISH THAT THE REVOCATION OF A PROVISIONAL LICENSEE'S LICENSE FOR DRIVING AFTER CONSUMING ALCOHOL SHALL BE

UNTIL THE LICENSEE'S EIGHTEENTH BIRTHDAY OR FORTY-FIVE DAYS, WHICHEVER IS LONGER; AND TO PROVIDE CLARIFICATION ABOUT WHEN AN EARLIER CONVICTION FOR DRIVING WHILE IMPAIRED CAN BE USED FOR AGGRAVATION PURPOSES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 6. The original bill is placed on the unfavorable Calendar.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
April 1, 1993

Mr. Speaker:

It is ordered that a message be sent the House of Representatives that pursuant to Senate Committee Substitute for **H.J.R. 440**, A JOINT RESOLUTION INVITING THE HONORABLE JAMES G. EXUM, JR., CHIEF JUSTICE OF THE SUPREME COURT, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, the Senate stands ready to repair to the Hall of the House, there to sit in Joint Session with your Honorable Body.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

The Speaker orders a Special Message sent to the Senate informing that Honorable Body that the House stands ready to receive them in Joint Session at the hour appointed.

JOINT SESSION

Pursuant to resolution heretofore adopted and exchange of messages, the Sergeant-at-Arms of the House of Representatives announces the arrival of the Senate at the door of the House. The Speaker directs the admittance and seating of that Honorable Body.

The Sergeant-at-Arms of the House is recognized and announces the approach of the Associate Justices of the Supreme Court, who are seated in a body for the Joint Session.

The Sergeant-at-Arms of the House is recognized and announces the approach of the Chief Judge and Judges of the Court of Appeals, who are seated in a body for the Joint Session.

The Speaker extends courtesies of the floor to the Associate Justices of the Supreme Court and the Chief Judge and Judges of the Court of Appeals.

The Speaker extends courtesies of the gallery to Mrs. Judy Exum, wife of the Chief Justice; Mary March Exum, his daughter, and Joe Exum, his brother.

The Joint Session is called to order by the Speaker.

The Sergeant-at-Arms announces the approach of the Chief Justice of the Supreme Court. His Honor, James G. Exum, Jr. enters escorted by Senators Ballance, Cooper, Conder, Hartsell, Marshall, and Soles; and Representatives Fitch, Balmer, Holt, and Baddour.

The Speaker recognizes Senator Soles who presents His Honor, James G. Exum, Jr., Chief Justice of the Supreme Court of North Carolina, to the Joint Assembly. (The full text of his address can be found in the Appendix.)

Upon completion of his address, the Chief Justice, joined by the escort committee, leaves the Hall of the House.

On motion of Senator Basnight, the Joint Session is dissolved and the Senate returns to its Chamber.

The House resumes its business.

On motion of Representative Jack Hunt, seconded by Representative Burton, the House adjourns at 3:05 p.m. to reconvene Monday, April 5, 1993, at 7:30 p.m.

FORTIETH DAY

HOUSE OF REPRESENTATIVES
Monday, April 5, 1993

The House meets at 7:30 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 1 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnes, Berry, Diamont, Dockham, Gray, G. Miller, Nesbitt, and Warner for today.

REPORTS OF COMMITTEES

The following reports from standing committees are presented:

By Representative Stamey for the Committee on Transportation:

H.B. 244, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO PAY THE NON-BETTERMENT COSTS OF RELOCATING UTILITIES OWNED BY CERTAIN COUNTIES WHEN THE RELOCATION IS REQUIRED BY HIGHWAY PROJECTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Jack Hunt for the Committee on Rules, Calendar, and Operations of the House:

H.R. 29, A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE REGULAR SESSIONS OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES OF THE 1993 GENERAL ASSEMBLY, with recommendation that the committee substitute resolution be adopted, unfavorable as to original resolution.

The committee substitute resolution is placed on the Calendar for April 7. The original resolution is placed on the Unfavorable Calendar.

PERMANENT SUBCOMMITTEE REPORT

The following report from permanent subcommittee is presented:

By Representative Barnhill for the Permanent Subcommittee on Boards and Commissions of the Standing Committee on State Government, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 61, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 146 – STATE LANDS, TO MODIFY REFERENCES TO GOVERNOR AND COUNCIL OF STATE TO READ COUNCIL OF STATE, CONSISTENT WITH ARTICLE III OF THE NORTH CAROLINA CONSTITUTION, with a favorable report.

SUBCOMMITTEE REFERRALS

Representative Stamey, Chair for the Standing Committee on Transportation, refers:

H.B. 487, A BILL TO BE ENTITLED AN ACT TO CREATE A BOATING SAFETY ADVISORY COMMITTEE, to the Permanent Subcommittee on Public Transportation.

H.B. 653, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM SPEED FOR SCHOOL BUSES TO FORTY-FIVE MILES PER HOUR, to the Permanent Subcommittee on Public Transportation.

H.B. 672, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO ISSUE RESTRICTED COMMERCIAL DRIVERS LICENSES TO SEASONAL DRIVERS FOR CERTAIN FARM-RELATED SERVICE INDUSTRIES, AND TO CLARIFY THE LAWS GOVERNING THE ISSUANCE OF LIMITED DRIVING PRIVILEGES, AND TO MAKE AMENDMENTS AND TECHNICAL CORRECTIONS TO THE MOTOR VEHICLES LAWS, to the Permanent Subcommittee on Public Transportation.

H.B. 469, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF OFFICIAL LICENSE PLATES TO REGISTERS OF DEEDS, to the Permanent Subcommittee on Highways.

H.B. 631, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE

REGISTRATION PLATES DEPICTING WILDLIFE SPECIES IN NORTH CAROLINA, AND TO PROVIDE FOR THE DISTRIBUTION OF THE INCOME FROM THOSE PLATES, to the Permanent Subcommittee on Highways.

H.B. 661, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DIVISION OF MOTOR VEHICLES TO ISSUE SPECIALIZED REGISTRATION PLATES TO HOLDERS OF THE LEGION OF VALOR, to the Permanent Subcommittee on Highways.

H.B. 484, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A BOATING SAFETY EDUCATION REQUIREMENT, to the Permanent Subcommittee on Airports, Railways, and Waterways.

H.B. 485, A BILL TO BE ENTITLED AN ACT TO ADOPT THE INTERNATIONAL NAVIGATION RULES AND THE INLAND NAVIGATION RULES AS THE LAW IN THIS STATE, to the Permanent Subcommittee on Airports, Railways, and Waterways.

H.B. 486, A BILL TO BE ENTITLED AN ACT TO PLACE RESTRICTIONS ON THE USE OF PERSONAL WATERCRAFT SUCH AS JET SKIS AND WATER BIKES, to the Permanent Subcommittee on Airports, Railways, and Waterways.

ENROLLED BILL

The following is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 591, A JOINT RESOLUTION HONORING S. A. HOLLEMAN, THE FIRST MAYOR OF THE TOWN OF ELON COLLEGE, AND THE FOUNDERS OF THE TOWN OF ELON COLLEGE ON THE TOWN'S ONE-HUNDREDTH ANNIVERSARY. (RESOLUTION 7)

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Gamble, Alexander, Alphin, Barnhill, Black, Bowman, D. Brown, J. Brown, Colton, Culp, Cummings, Dickson, Easterling, Edwards, Esposito, Fussell, Gardner, Gottovi, Gray, Green, Hall, Hill, Holmes, Howard, Jack Hunt, Judy Hunt, H. Hunter, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Lee, Luebke, Lutz, McAllister, McCombs, McLaughlin, Morgan, Oldham, C. Preston, Ramsey, Rogers, Russell, Smith, Stamey, R. Thompson, Wainwright, Weatherly, Wilmoth, P. Wilson, and Wood:

H.B. 721, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO THE MEDICAL PRACTICE ACT, is referred to the Committee on Health and Human Services.

By Representatives Green, Barnhill, Bowman, J. Brown, Cole, Cunningham, Fitch, Fussell, Hall, Joye, Luebke, Mavretic, Nichols, Russell, Smith, Stamey, Stewart, and Wainwright:

H.B. 722, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ESTABLISH EARLY INTERVENTION AND

EDUCATIONAL RESOURCE CENTERS FOR DEAF AND HARD OF HEARING CHILDREN AND THEIR FAMILIES, is referred to the Committee on Appropriations.

By Representatives Green, Barnhill, J. Brown, Cole, Cunningham, Fitch, Fussell, Hall, Joye, Luebke, Mavretic, Nichols, Russell, Smith, Stamey, Stewart, and Wainwright:

H.B. 723, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO HELP PROVIDE EQUAL ACCESS AND QUALITY HUMAN SERVICES DELIVERY FOR THE DEAF AND HARD OF HEARING, is referred to the Committee on Appropriations.

By Representatives Rogers, Alphin, Arnold, Baddour, Bowen, Bowman, D. Brown, Cummings, DeVane, Edwards, Hightower, Hill, H. Hunter, James, Kinney, McAllister, McLawhorn, Mercer, Moore, Nichols, J. Preston, Redwine, Russell, Smith, Spears, Stewart, Sutton, R. Thompson, Wainwright, Warner, and Wilkins:

H.B. 724, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF COMMERCE TO PREPARE AND UPDATE ANNUALLY A COMPREHENSIVE STRATEGIC ECONOMIC DEVELOPMENT PLAN FOR THE STATE OF NORTH CAROLINA, is referred to the Committee on Business and Labor.

By Representatives Diamont, Bowman, Gottovi, and Hensley:

H.B. 725, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE DIVISION OF YOUTH SERVICES' COMMUNITY-BASED ALTERNATIVE SERVICES, is referred to the Committee on Appropriations.

By Representatives Smith and J. Preston:

H.B. 726, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CARTERET COUNTY BOARD OF COMMISSIONERS FROM FIVE TO SEVEN MEMBERS AND REAPPORTION THE NOMINATION AND ELECTION DISTRICTS, is referred to the Committee on Local and Regional Government I.

By Representatives Edwards, Alphin, Arnold, Bowman, D. Brown, Cummings, Daughtry, Joye, Lee, Mercer, Moore, P. Wilson, and Wood:

H.B. 727, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CERTAIN DRUG OFFENSES COMMITTED ON THE PREMISES OF OR WITHIN THREE HUNDRED FEET OF A PUBLIC HOUSING FACILITY ARE CLASS E FELONIES, is referred to the Committee on Judiciary I.

By Representatives Jarrell and P. Wilson:

H.B. 728, A BILL TO BE ENTITLED AN ACT TO MAKE THE WEARING OF SEAT BELTS ADMISSIBLE IN CRIMINAL PROCEEDINGS, is referred to the Committee on Judiciary III.

By Representatives Nesbitt, and C. Wilson (co-sponsors); Bowman, Brawley, Gardner, Moore, Wilkins, and P. Wilson:

H.B. 729, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE CREATION OF HEALTH PLAN PURCHASING ALLIANCES TO PROVIDE ACCESS TO HEALTH BENEFITS FOR EMPLOYEES OF SMALL EMPLOYER GROUPS AND SELF-EMPLOYED INDIVIDUALS, is referred to the Committee on Business and Labor.

By Representative Tallent:

H.B. 730, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE EXTENSION OF COUNTY HOUSING AUTHORITY JURISDICTION TO CITIES LOCATED IN WHOLE OR IN PART WITHIN THE COUNTY'S BOUNDARIES, is referred to the Committee on Judiciary II.

By Representative Tallent:

H.B. 731, A BILL TO BE ENTITLED AN ACT TO REPEAL AN ACT TO PREVENT THE OPERATION OF LOUDSPEAKERS, AMPLIFYING SYSTEMS, AND PUBLIC ADDRESS SYSTEMS IN CABARRUS COUNTY, is referred to the Committee on Local and Regional Government I.

By Representatives Nichols, Arnold, Balmer, Berry, Creech, Decker, Ellis, Hall, Hayes, McLawhorn, Mercer, Mitchell, C. Preston, J. Preston, Russell, and Weatherly:

H.B. 732, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FUNDING FOR WOMEN'S ATHLETICS WITHOUT REQUIRING ADDITIONAL APPROPRIATIONS BY THE GENERAL ASSEMBLY, is referred to the Committee on Appropriations.

By Representatives Dickson, Berry, Gamble, Joye, and Weatherly:

H.B. 733, A BILL TO BE ENTITLED AN ACT EXEMPTING GASTON COUNTY FROM ARTICLE 12, CHAPTER 160A OF THE GENERAL STATUTES, AS TO LEASES OF UNDEVELOPED REAL ESTATE OWNED BY IT KNOWN AS THE COURT DRIVE PROPERTY IN GASTONIA, is referred to the Committee on Local and Regional Government I.

By Representative R. Hunter:

H.B. 734, A BILL TO BE ENTITLED AN ACT TO ALLOW ANNEXATION OF A DESCRIBED PIECE OF PROPERTY TO THE TOWN OF OLD FORT, is referred to the Committee on Local and Regional Government I.

By Representative Bowen:

H.B. 735, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF SURF CITY TO REPLACE A WATER LINE WITH ITS OWN CREW AND EQUIPMENT, is referred to the Committee on Local and Regional Government I.

By Representative Mavretic:

H.B. 736, A BILL TO BE ENTITLED AN ACT TO COMPLETE THE MERGER OF THE EDGECOMBE COUNTY AND TARBORO CITY SCHOOL ADMINISTRATIVE UNITS, is referred to the Committee on Judiciary I.

By Representative Mavretic:

H.B. 737, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ELECTED OFFICIALS OF THE TOWN OF BLACK CREEK WHO ARE ALSO EMPLOYEES OR OFFICERS OF THE TOWN MAY NOT VOTE ON ANY MATTER RELATED TO PERSONNEL, is referred to the Committee on Local and Regional Government I.

By Representatives H. Hunter, Cunningham, and Wainwright:

H.B. 738, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO PROVIDE LIFE-SUSTAINING MEDICATION FOR ELIGIBLE PERSONS INFECTED WITH HIV, is referred to the Committee on Appropriations.

By Representatives Flaherty, Berry, Brawley, C. Preston, Robinson, and G. Thompson:

H.B. 739, A BILL TO BE ENTITLED AN ACT TO EXEMPT CATAWBA COUNTY FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING ZONING ORDINANCES FOR WATER SUPPLY WATERSHED PROTECTION, is referred to the Committee on Local and Regional Government I.

By Representatives Flaherty and McLawhorn:

H.B. 740, A BILL TO BE ENTITLED AN ACT TO ADD A RELATIVE OF A NURSING HOME PATIENT TO THE NURSING HOME PENALTY REVIEW COMMITTEE, is referred to the Committee on Health and Human Services.

By Representatives Lee, Baddour, Beall, Bowie, Bowman, Brawley, J. Brown, Brubaker, Church, Cole, DeVane, Griffin, Hightower, R. Hunter, McCombs, Moore, Robinson, Wilkins, and C. Wilson:

H.B. 741, A BILL TO BE ENTITLED AN ACT TO REDEFINE THE CRIME OF BURGLARY TO INCLUDE AN OFFENSE THAT OCCURS IN THE DAYTIME AS WELL AS IN THE EVENING, is referred to the Committee on Judiciary III.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Fitch, **H.B. 186,** A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT PUBLICLY FUNDED JOB TRAINING PROGRAMS INCLUDE HEALTH AND SAFETY TRAINING, is withdrawn from the Calendar of April 5 and placed on the Calendar for April 7.

On motion of Representative Holt, **H.B. 214**, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE SPOUSAL DEFENSE TO A PROSECUTION FOR RAPE OR SEXUAL OFFENSE, is withdrawn from the Calendar of April 5 and placed on the Calendar for April 6.

MESSAGE FROM THE SENATE

The following is received from the Senate:

Committee Substitute for **S.B. 128**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN TRANSFERS OF VEHICLES FROM THE HIGHWAY USE TAX, TO REIMBURSE THE HIGHWAY TRUST FUND FOR REVENUE THAT WOULD OTHERWISE BE LOST AS A RESULT OF THE EXEMPTIONS, AND TO INCREASE REVENUES TO PROVIDE FUNDS TO MAKE THE REIMBURSEMENT, is read the first time and referred to the Committee on Transportation.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate.

S.B. 699, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORITY OF ROCKINGHAM COUNTY TO UNDERTAKE LOCAL DEVELOPMENT ACTIVITIES, is read the first time and referred to the Committee on Finance.

RE-REFERRAL

On motion of Representative G. Thompson, Rule 39.2 is suspended and **H.B. 713**, A BILL TO BE ENTITLED AN ACT TO REPEAL A 1992 LOCAL ACT WHICH WOULD HAVE CALLED A REFERENDUM ON THE QUESTION OF ELECTING THE MITCHELL COUNTY TAX COLLECTOR, is withdrawn from the Committee on Appropriations and re-referred to the Committee on Local and Regional Government I.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 379**, A BILL TO BE ENTITLED AN ACT TO ALLOW HALIFAX COUNTY TO CREATE FIRE PROTECTION DISTRICTS IN WHICH FIRE PROTECTION IS FUNDED BY FEES RATHER THAN TAXES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnhill, Beall, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gardner, Gottovi, Grady, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, McAllister,

McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, R. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wood - 96.

Voting in the negative: None.

Excused absences: Representatives Barnes, Berry, Diamont, Dockham, Gray, G. Miller, Nesbitt, and Warner - 8.

Committee Substitute for **H.B. 399**, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL PROCEDURES FOR ALEXANDER COUNTY TO INCREASE THE SIZE OF RURAL FIRE PROTECTION DISTRICTS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnhill, Beall, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Daughtry, Decker, DeVane, Dickson, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Griffin, Hackney, Hall, Hayes, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, R. Thompson, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 98.

Voting in the negative: None.

Excused absences: Representatives Barnes, Berry, Diamont, Dockham, Gray, G. Miller, Nesbitt, and Warner - 8.

H.B. 466, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAYNE AND SAMPSON COUNTIES AND THE CITY OF CLINTON TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for **H.B. 406**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ESTABLISHMENT OF AN ABC STORE IN THE TOWN OF NAVASSA, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 31**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE ANNUAL RENTAL CHARGED FOR WATER COLUMN LEASES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnhill, Beall, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, Dickson, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gamble, Gardner, Gottovi, Grady, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lemmond, Luebke, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, R. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 97.

Voting in the negative: None.

Excused absences: Representatives Barnes, Berry, Diamont, Dockham, Gray, G. Miller, Nesbitt, and Warner - 8.

H.B. 77, A BILL TO BE ENTITLED AN ACT TO MAKE CONFORMING CHANGES TO THE LAW PROVIDING FOR INDIVIDUAL INCOME TAX ADJUSTMENTS AND TO PROVIDE THAT EXPENSES PAID IN CONNECTION WITH INTEREST EARNED ON OBLIGATIONS ARE DEDUCTIBLE FROM AN INDIVIDUAL'S TAXABLE INCOME TO THE EXTENT THE INTEREST IS TAXABLE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Baddour, Balmer, Barbee, Barnhill, Beall, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gamble, Gardner, Gottovi, Grady, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holmes, Holt, Howard, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, R. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 97.

Voting in the negative: None.

Excused absences: Representatives Barnes, Berry, Diamont, Dockham, Gray, G. Miller, Nesbitt, and Warner - 8.

INTRODUCTION OF PAGES

Pages for the week of April 5–9 are introduced to the membership. They are: Jennifer Almond of Stanly, Emily Anderson of Wake, Mary Beam of Lenoir, Marcus Becton of Wake, Joshua Cooper of Wake, Martha Cooper of Wake, Courtney Craddock of Forsyth, Charles Dobson of Wake, Crystal Dobson of Wake, Kristi Dunston of Wake, Jermaine Gardner of Beaufort, Angela Hardister of Wilkes, Knachelle Hodge of Forsyth, Clinton Hodge of Wake, Christie Holland of Rutherford, Kristy Huffman of Wilkes, William Irving of Wake, Marcus Jackson of Wake, Tara Lowry of Robeson, Gary Monroe of Forsyth, Tiki Newkirk of Wake, Harold Scott III of Montgomery, Ryan Siculan of Forsyth, Tina Thompkins of Forsyth, Seth Whitaker of Wake, and Lenoris Yarborough of Wake.

On motion of Representative Jack Hunt, seconded by Representative B. Miller, the House adjourns at 8:18 p.m. to reconvene April 6 at 1:00 p.m.

FORTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Tuesday, April 6, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 5 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnes, Berry, Decker, Diamont, Gottovi, and G. Miller for today.

REPORTS OF COMMITTEES

The following reports from standing committees are presented:

By Representative Cunningham for the Committee on Insurance:

S.B. 163, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE COMMISSIONER OF INSURANCE AND THE RATE BUREAU TO DEVELOP A PROPOSED PLAN FOR WORKERS' COMPENSATION CARRIERS LOSS CONTROL SERVICES, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for April 8. The original bill is placed on the Unfavorable Calendar.

By Representative Hackney for the Committee on Finance:

H.B. 423, A BILL TO BE ENTITLED AN ACT DEANNEXING A CERTAIN TRACT OF PROPERTY FROM THE CITY OF BURLINGTON, with a favorable report.

H.B. 430, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM VEHICLE TAX THAT CAN BE LEVIED IN THE CITY OF GREENVILLE, with a favorable report.

By Representative Michaux for the Committee on Judiciary I:

H.B. 14, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DEPARTMENT OF TRANSPORTATION MAY CONTRIBUTE TO IMPROVEMENTS TO PRIVATE PROPERTY REQUIRED BY ROAD CONSTRUCTION PROJECTS, with an indefinite postponement report.

By Representative Lutz for the Committee on Local and Regional Government II:

H.B. 520, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO AUTHORIZE THE GIVING OF NOTICE OF SPECIAL MEETINGS OF THE CITY COUNCIL OR ANY OTHER PUBLIC BODY OF THE CITY BY MEANS OF FACSIMILE TRANSMISSION OR ELECTRONIC MAIL, with a favorable report.

H.B. 521, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY COUNCIL OF THE CITY OF DURHAM TO DELEGATE TO THE CITY MANAGER AUTHORITY TO APPROVE PETITIONS FOR WATER AND SEWER SERVICE, with a favorable report.

H.B. 528, A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF THIRD DEGREE TRESPASS IN IREDELL COUNTY, with a favorable report.

H.B. 566, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE POLK COUNTY TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, with a favorable report.

H.B. 586, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE VACANT OFFICE OF CORONER IN HALIFAX COUNTY, with a favorable report.

By Representative Hensley for the Committee on Judiciary III:

H.B. 230, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO REQUIRE THAT OPPORTUNITY TO BE HEARD BE PROVIDED A JUVENILE'S GUARDIAN AD LITEM PRIOR TO THE DISMISSAL OF THE PETITION ALLEGING ABUSE OR NEGLECT OF THE JUVENILE, TO ENSURE THE GUARDIAN AD LITEM'S STANDING TO REPRESENT THE JUVENILE, AND TO MAKE OTHER CHANGES

NECESSARY TO PROTECT THE INTERESTS OF THE JUVENILE, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 8. The original bill is placed on the Unfavorable Calendar.

By Representative Hackney for the Committee on Finance:

S.B. 699, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORITY OF ROCKINGHAM COUNTY TO UNDERTAKE LOCAL DEVELOPMENT ACTIVITIES, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

On motion of Representative Hackney, Rule 36(a) is suspended and the House committee substitute bill is placed on today's Calendar.

The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Richardson, Black, DeVane, Gottovi, Kinney, McAllister, Nye, Spears, and Warner:

H.B. 742, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE MUSEUM OF THE CAPE FEAR HISTORICAL COMPLEX, is referred to the Committee on Appropriations.

By Representatives Beall and Ramsey (Co-Sponsors):

H.B. 743, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE MERGER OF THE TOWNS OF HAZELWOOD AND WAYNESVILLE, is referred to the Committee on Local and Regional Government I.

By Representatives Green and Bowman:

H.B. 744, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR MAGNETOMETERS FOR THE PUBLIC SCHOOLS, is referred to the Committee on Appropriations.

By Representatives Green and Wainwright:

H.B. 745, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO ESTABLISH AND IMPLEMENT A PROGRAM TO ASSIST LOW-INCOME INDIVIDUALS TO OBTAIN PRESCRIPTION DRUGS AT REDUCED COST, is referred to the Committee on Health and Human Services.

By Representatives Green, Barnhill, Bowman, J. Brown, Cole, Cummings, Cunningham, Fitch, Flaherty, Fussell, Hall, Joye, Luebke, Mavretic, Nichols, Russell, Smith, Stewart, and Wainwright:

H.B. 746, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO BRING THE NORTH CAROLINA SCHOOLS FOR

THE DEAF UP TO THE MINIMUM STANDARDS OUTLINED BY THE BASIC EDUCATION PROGRAM AND THE PRESIDENTIAL COMMISSION ON EDUCATION FOR THE DEAF, is referred to the Committee on Appropriations.

By Representative Dickson:

H.B. 747, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA VETERINARY PRACTICE ACT, is referred to the Committee on State Government.

By Representatives Ellis, Barbee, Berry, Bowman, J. Brown, Creech, Grady, Justus, G. Thompson, and Weatherly:

H.B. 748, A BILL TO BE ENTITLED AN ACT TO BRING THE NORTH CAROLINA STATUTES ON MOTOR VEHICLE WINDOW GLAZING INTO COMPLIANCE WITH FEDERAL LAW AND REGULATIONS, is referred to the Committee on Judiciary II.

By Representative Mavretic:

H.B. 749, A BILL TO BE ENTITLED AN ACT CONCERNING THE TOWN OF TARBORO, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Decker:

H.B. 750, A BILL TO BE ENTITLED AN ACT TO REGULATE OFF-PREMISE SALES OF MALT BEVERAGES IN KEGS, is referred to the Committee on Judiciary I.

By Representatives Decker, Berry, Bowman, Edwards, and Ives:

H.B. 751, A BILL TO BE ENTITLED AN ACT TO REMOVE THE DEFENSE OF UNLAWFUL ARREST IN CASES OF FORCEFULLY RESISTING ARREST, is referred to the Committee on Judiciary III.

By Representative Colton:

H.B. 752, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CHILD-CARING INSTITUTIONS' LICENSING EXEMPTIONS, is referred to the Committee on Children, Youth and Families.

By Representative Stamey:

H.B. 753, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW RELATING TO ACQUISITION BY THE TOWN OF CARY OF STREET RIGHT-OF-WAY OUTSIDE THE CORPORATE LIMITS, is referred to the Committee on Judiciary III.

By Representatives R. Hunter, Bowman, and Cummings:

H.B. 754, A BILL TO BE ENTITLED AN ACT TO REQUIRE MANDATORY ACTIVE JAIL SENTENCES FOR PERSONS CONVICTED OF DRIVING WHILE IMPAIRED WITH BLOOD ALCOHOL LEVELS OF MORE THAN FIFTEEN HUNDREDTHS PERCENT, is referred to the Committee on Judiciary II.

By Representatives J. Brown, Arnold, Barbee, Berry, Bowen, Bowie, Brawley, Brubaker, Crawford, Creech, Culp, Decker, DeVane, Dickson, Dockham, Ellis, Flaherty, Gamble, Gray, Holmes, Howard, Jack Hunt, Ives, James, Jenkins, Justus, Lee, Lemmond, Mavretic, McCombs, McLaughlin, McLawhorn, B. Miller, Mitchell, Morgan, Nichols, C. Preston, J. Preston, Ramsey, Robinson, Rogers, Russell, G. Thompson, R. Thompson, Weatherly, C. Wilson, and P. Wilson:

H.B. 755, A BILL TO BE ENTITLED AN ACT TO PROVIDE INCREASED APICULTURAL SUPPORT AT NORTH CAROLINA STATE UNIVERSITY AND INCREASED APICULTURAL INSPECTION SERVICES AT THE NORTH CAROLINA DEPARTMENT OF AGRICULTURE, is referred to the Committee on Appropriations.

By Representative Balmer:

H.B. 756, A BILL TO BE ENTITLED AN ACT TO PROHIBIT VOTER REGISTRATION OFFICIALS FROM ASKING CERTAIN QUESTIONS, REQUIRING CERTAIN DOCUMENTS, AND MAKING CERTAIN STATEMENTS CONCERNING TAXES WHEN EXAMINING MILITARY-CONNECTED APPLICANTS OR OTHER APPLICANTS TO REGISTER, is referred to the Committee on Judiciary I.

By Representative Ellis:

H.B. 757, A BILL TO BE ENTITLED AN ACT CONCERNING PUBLIC-PRIVATE REIMBURSEMENT AGREEMENTS FOR INFRASTRUCTURE DEVELOPMENT BY THE TOWN OF GARNER, is referred to the Committee on Local and Regional Government I.

By Representatives Nichols and Wainwright (by request):

H.B. 758, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PROHIBITION ON BEAR HUNTING WITH DOGS IN PAMLICO COUNTY, is referred to the Committee on Local and Regional Government I.

By Representatives James and R. Thompson:

H.B. 759, A BILL TO BE ENTITLED AN ACT TO PROHIBIT LOITERING FOR THE PURPOSE OF ENGAGING IN UNLAWFUL DRUG-RELATED ACTIVITIES IN ELIZABETH CITY, is referred to the Committee on Judiciary III.

By Representative James:

H.B. 760, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF THE 4-H ENVIRONMENTAL EDUCATION CONFERENCE CENTER IN TYRRELL COUNTY, is referred to the Committee on Appropriations.

By Representative Dickson:

H.B. 761, A BILL TO BE ENTITLED AN ACT TO CREATE A PEER REVIEW SYSTEM FOR VETERINARIANS, is referred to the Committee on Judiciary II.

By Representatives Beall and Ramsey (by request):

H.B. 762, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR MODIFICATION OF THE HAYWOOD COUNTY PREDEVELOPMENT ORDINANCE, is referred to the Committee on Local and Regional Government II.

By Representative Bowen:

H.B. 763, A BILL TO BE ENTITLED AN ACT TO ALLOW PENDER COUNTY AND ITS MUNICIPALITIES TO SPECIFY BY INTERLOCAL AGREEMENT A REDISTRIBUTION OF LOCAL SALES TAX REVENUES NOT RESTRICTED BY LAW, is referred to the Committee on Local and Regional Government I.

By Representatives DeVane and Bowman:

H.B. 764, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE INSTALLATION OF SMOKE DETECTORS IN ALL DWELLINGS IN NORTH CAROLINA, is referred to the Committee on Judiciary III.

By Representative DeVane:

H.B. 765, A BILL TO BE ENTITLED AN ACT TO MAKE AMENDMENTS TO THE LAW OF ESCHEATS AND UNCLAIMED PROPERTY, is referred to the Committee on Finance.

By Representative DeVane:

H.B. 766, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR RESTITUTION FOR FIRE DEPARTMENTS AND RESCUE SQUADS FOR RESPONDING TO ACCIDENTS CAUSED BY CERTAIN MOTOR VEHICLE VIOLATIONS, is referred to the Committee on Judiciary III.

By Representative DeVane:

H.B. 767, A BILL TO BE ENTITLED AN ACT TO GIVE FIRE DEPARTMENTS AND RESCUE SQUADS MEANS TO RECOVER EXTRAORDINARY EXPENSES INCURRED WHEN RESPONDING TO OIL OR HAZARDOUS SUBSTANCE DISCHARGES, is referred to the Committee on Judiciary III.

By Representatives Brawley, Bowman, Cummings, Hayes, Lemmond, and C. Wilson:

H.B. 768, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A TASK FORCE TO DEVELOP A PROGRAM FOR PROVIDING HEALTH CARE COVERAGE TO UNINSURABLE NORTH CAROLINIANS, is referred to the Committee on Health and Human Services.

By Representatives Brawley, Bowman, Hayes, Lemmond, and C. Wilson:

H.B. 769, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL HEALTH INSURANCE COMPANIES DOING BUSINESS IN

NORTH CAROLINA TO OFFER POLICIES WITH COVERAGE UNDER A SCHEDULE OF BENEFITS, is referred to the Committee on Insurance.

By Representatives Brawley, Bowman, Flaherty, Howard, Joye, Mitchell, Morgan, Nichols, C. Preston, J. Preston, and Robinson:

H.B. 770, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE DIVISION OF MOTOR VEHICLES SHALL PROVIDE ONE PURPLE HEART RECIPIENT REGISTRATION PLATE FREE OF CHARGE TO A QUALIFIED APPLICANT, is referred to the Committee on Transportation.

By Representative Brawley and Edwards:

H.B. 771, A BILL TO BE ENTITLED AN ACT TO PROHIBIT A PERSON FROM CLAIMING A BUILDING AS A DOMICILE FOR VOTER REGISTRATION IF THE INDIVIDUAL TAKES ONE HUNDRED PERCENT OF COSTS ASSOCIATED WITH THAT BUILDING AS A BUSINESS DEDUCTION ON FEDERAL INCOME TAX, is referred to the Committee on Judiciary I.

By Representative Holt and Gottovi:

H.B. 772, A BILL TO BE ENTITLED AN ACT TO ALLOW EARLY VOTING, is referred to the Committee on Judiciary I.

By Representative Stamey:

H.B. 773, A BILL TO BE ENTITLED AN ACT TO ENABLE THE TOWN OF MORRISVILLE TO ASSESS BENEFITED PROPERTY FOR STREET AND SIDEWALK IMPROVEMENTS, is referred to the Committee on Local and Regional Government II.

RE-REFERRAL

On motion of Representative R. Thompson, Rule 39.2 is suspended and **H.B. 339,** A BILL TO BE ENTITLED AN ACT TO AMEND THE MONETARY LIMITS FOR PURPOSES OF COMPLYING WITH FORMAL BIDDING REQUIREMENTS BY THE CITY OF GREENSBORO, is withdrawn from the Committee on Local and Regional Government II and re-referred to the Committee on Local and Regional Government I.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 379,** A BILL TO BE ENTITLED AN ACT TO ALLOW HALIFAX COUNTY TO CREATE FIRE PROTECTION DISTRICTS IN WHICH FIRE PROTECTION IS FUNDED BY FEES RATHER THAN TAXES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnhill, Beall, Black, Bowen, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker,

Burton, Church, Cole, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gamble, Gardner, Gist, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Ives, James, Jarrell, Jeffus, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLawhorn, Michaux, B. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Smith, Spears, Stewart, Sutton, G. Thompson, R. Thompson, Warner, Weatherly, Wilkins, Wilmoth, P. Wilson, Wood, and Wright - 97.

Voting in the negative: None.

Excused absences: Representatives Barnes, Berry, Decker, Diamont, Gottovi, and G. Miller - 6.

Committee Substitute for **H.B. 399**, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL PROCEDURES FOR ALEXANDER COUNTY TO INCREASE THE SIZE OF RURAL FIRE PROTECTION DISTRICTS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnhill, Beall, Black, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gamble, Gardner, Gist, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Howard, Jack Hunt, Judy Hunt, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, Miner, Mitchell, Morgan, Nesbitt, Nichols, Nye, Oldham, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Smith, Spears, Stewart, Sutton, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 99.

Voting in the negative: None.

Excused absences: Representatives Barnes, Berry, Decker, Diamont, Gottovi, and G. Miller - 6.

House Committee Substitute for **S.B. 699**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORITY OF DAVIE AND ROCKINGHAM COUNTIES TO UNDERTAKE LOCAL DEVELOPMENT ACTIVITIES.

Representative Holt offers Amendment No. 1.

The Speaker rules that pursuant to Rule 31(d), the amendment is out of order because it does not amend the caption of the bill.

Amendment No. 1 is returned to Representative Holt.

The bill passes its second reading, by electronic vote (105–3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

SUBCOMMITTEE REFERRAL

Representative Stamey, Chair for the Standing Committee on Transportation, refers:

H.B. 618, A BILL TO BE ENTITLED AN ACT TO EXTEND THE EXEMPTION FOR REAL ESTATE ACQUIRED BY THE DEPARTMENT OF TRANSPORTATION FROM THE REQUIREMENT THAT IT BE APPRAISED BY LICENSED OR CERTIFIED APPRAISERS WHEN THE ESTIMATED VALUE OF THE REAL ESTATE IS LESS THAN TEN THOUSAND DOLLARS, to the Permanent Subcommittee on Public Transportation.

CALENDAR (continued)

Committee Substitute for **H.B. 31**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE ANNUAL RENTAL CHARGED FOR WATER COLUMN LEASES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnhill, Beall, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, DeVane, Dockham, Edwards, Ellis, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Jack Hunt, Judy Hunt, H. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Sutton, G. Thompson, R. Thompson, Warner, Weatherly, Wilkins, Wilmoth, P. Wilson, Wood, and Wright – 100.

Voting in the negative: None.

Excused absences: Representatives Barnes, Berry, Decker, and Diamont – 4.

H.B. 77, A BILL TO BE ENTITLED AN ACT TO MAKE CONFORMING CHANGES TO THE LAW PROVIDING FOR INDIVIDUAL INCOME TAX ADJUSTMENTS AND TO PROVIDE THAT EXPENSES PAID IN CONNECTION WITH INTEREST EARNED ON OBLIGATIONS ARE DEDUCTIBLE FROM AN INDIVIDUAL'S TAXABLE INCOME TO THE EXTENT THE INTEREST IS TAXABLE, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnhill, Beall, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, DeVane, Dickson, Dockham, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, H. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Sutton, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 107.

Voting in the negative: None.

Excused absences: Representatives Barnes, Berry, Decker, and Diamont - 4.

Committee Substitute for **H.B. 503**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A LAW ENFORCEMENT OFFICER MAY CARRY A CONCEALED WEAPON WHEN OFF-DUTY IN NORTH CAROLINA.

Representative DeVane moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Judiciary III.

Representative DeVane calls the previous question on the motion and the call is sustained.

The bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary III by electronic vote (58-50).

H.B. 229, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION ADDING TRAINING SCHOOLS TO THE COMMITMENT OPTIONS WHEN COMMITMENT OF A JUVENILE FOR THIRTY DAYS OR LESS IS ORDERED.

On motion of Representative Hensley, consideration of the bill is postponed until April 14.

REPRESENTATIVE COLTON, SPEAKER PRO TEMPORE, PRESIDING.

H.B. 498, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE PLACE OF CONFINEMENT OF A JUVENILE TRANSFERRED TO SUPERIOR COURT FOR TRIAL AS AN ADULT.

On motion of Representative Nesbitt, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary III.

H.B. 619, A BILL TO BE ENTITLED AN ACT TO DELAY THE SUNSET ON THE NOTICE OF SETTLEMENT ACT, passes its second reading, by electronic vote (94–0), and there being no objection is read a third time.

The bill passes its third reading, by electronic vote (95–0), and is ordered sent to the Senate.

SPEAKER BLUE PRESIDING.

H.B. 214, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE SPOUSAL DEFENSE TO A PROSECUTION FOR RAPE OR SEXUAL OFFENSE.

Representative Holt calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading by electronic vote (106–5).

Representative Colton objects to the third reading. The bill remains on the Calendar.

Committee Substitute No. 2 for **H.B. 49**, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHO SHALL BE ENTITLED TO THE PRIVILEGES AND ADVANTAGES OF THE PUBLIC SCHOOLS, WHO SHALL PAY TUITION, AND TO CREATE AN EDUCATION POWER OF ATTORNEY.

On motion of Representative Hackney, consideration of the bill is postponed until April 13.

H.B. 231, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO REQUIRE THAT JUVENILE RECORDS BE AVAILABLE FOR SENTENCING.

On motion of Representative Hensley, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary III.

Committee Substitute for **H.B. 385**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE BLOOD ALCOHOL CONTENT FOR DRIVING WHILE IMPAIRED AND RELATED OFFENSES FROM 0.10 TO 0.08; TO REDUCE THE MINIMUM BLOOD ALCOHOL CONTENT NECESSARY FOR AN IMMEDIATE TEN-DAY REVOCATION OF DRIVING PRIVILEGES FROM 0.10 TO 0.08; TO REDUCE THE BLOOD ALCOHOL LEVEL TO BE CONSIDERED AS SLIGHT IMPAIRMENT FROM 0.11 TO 0.09; TO MAKE THE RESULTS OF A FIRST BREATH TEST ADMISSIBLE UNDER CERTAIN CIRCUMSTANCES; TO CHANGE THE METHOD OF CALCULATING THE REVOCATION OF A PROVISIONAL LICENSEE'S LICENSE FOR CERTAIN ALCOHOL-RELATED OFFENSES; AND TO PROVIDE CLARIFICATION ABOUT WHEN A PRIOR CONVICTION FOR DRIVING WHILE IMPAIRED CAN BE USED FOR AGGRAVATION PURPOSES.

On motion of Representative Hackney, pursuant to Rule 38, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

H.B. 61, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 146 - STATE LANDS, TO MODIFY REFERENCES TO GOVERNOR AND COUNCIL OF STATE TO READ COUNCIL OF STATE, CONSISTENT WITH ARTICLE III OF THE NORTH CAROLINA CONSTITUTION, passes its second reading, by electronic vote (106-1), and there being no objection is read a third time.

Representative Bowman offers Amendment No. 1 which is adopted by electronic vote (106-0).

The bill, as amended, passes its third reading, by electronic vote (105-0), and is ordered engrossed and sent to the Senate.

On motion of Representative Jack Hunt, seconded by Representative Hayes, the House adjourns at 3:40 p.m. to reconvene April 7 at 2:00 p.m.

FORTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Wednesday, April 7, 1993

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 6 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Baddour and Diamont for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 180, AN ACT TO PROVIDE THAT THE MEMBERS OF THE WILKES COUNTY BOARD OF EDUCATION SHALL TAKE OFFICE AT THEIR FIRST MEETING IN JUNE OF THE YEAR OF THEIR ELECTION. (CHAPTER 14)

H.B. 426, AN ACT TO CORRECT TWO ERRORS IN THE PLAN FOR MERGER OF THE PUBLIC SCHOOL SYSTEMS IN ROCKINGHAM COUNTY INTO ONE SYSTEM. (CHAPTER 15)

REPORTS OF COMMITTEES

The following reports from standing committees are presented:

By Representative Hensley for the Committee on Judiciary III:

H.B. 203, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT INDIVIDUALS OR BUSINESSES ENGAGED IN THE PRACTICE OF TATTOOING OBTAIN A PERMIT FROM THE LOCAL HEALTH DEPARTMENT, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 12. The original bill is placed on the Unfavorable Calendar.

H.B. 630, A BILL TO BE ENTITLED AN ACT TO UPDATE THE CONTROLLED SUBSTANCES SCHEDULES IN ARTICLE 5 OF CHAPTER 90 OF THE GENERAL STATUTES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 12. The original bill is placed on the Unfavorable Calendar.

By Representative R. Hunter for the Committee on Judiciary II:

Committee Substitute for **H.B. 6**, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO OBSTRUCT THE LEGISLATIVE INQUIRY PROCESS, TO INTERFERE WITH CONTRACTS OF THE LEGISLATIVE BRANCH, AND TO EXCLUDE VIOLATORS FROM GOVERNMENT PROCUREMENT PROGRAMS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for April 12. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative R. Thompson for the Committee on Local and Regional Government I:

H.B. 163, A BILL TO BE ENTITLED AN ACT TO MODIFY THE DEFINITION OF A "SUBDIVISION" FOR THE PURPOSE OF SUBDIVISION REGULATION IN ROBESON COUNTY, with a favorable report, as amended.

H.B. 398, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF HIGH POINT TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, TO ADOPT STORMWATER ORDINANCES, AND TO REWRITE THE CHARTER PROVISIONS CONCERNING EMINENT DOMAIN, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 450, A BILL TO BE ENTITLED AN ACT TO REWRITE THE LAW REGARDING THE GREENSBORO FIREMEN'S SUPPLEMENTAL RETIREMENT SYSTEM, with a favorable report.

H.B. 491, A BILL TO BE ENTITLED AN ACT TO REPEAL THE ACT CREATING A REVOLVING LOAN FUND FOR ROBESON COUNTY FOR THE PROCEEDS OF CERTAIN PAST-DUE TAX RECEIPTS, with a favorable report.

H.B. 516, A BILL TO BE ENTITLED AN ACT TO ALLOW ALLEGHANY COUNTY TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, with a favorable report.

H.B. 517, A BILL TO BE ENTITLED AN ACT TO EXPAND THE ALLEGHANY COUNTY BOARD OF COMMISSIONERS FROM THREE TO FIVE MEMBERS, with a favorable report.

H.B. 600, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM THE RIGHTS-OF-WAY OF PUBLIC ROADS IN MADISON COUNTY, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Gottovi, Hill, Redwine, and Wright:

H.B. 774, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NEW HANOVER COUNTY TO LEVY A PREPARED FOOD AND BEVERAGE TAX, THE PROCEEDS OF WHICH WILL BE USED ONLY TO PROMOTE TOURISM IN THE COUNTY, is referred to the Committee on Finance.

By Representative Gottovi:

H.B. 775, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF WRIGHTSVILLE BEACH TO PROVIDE, BY ORDINANCE, THAT THE OWNER OF THE PROPERTY SERVED IS LEGALLY RESPONSIBLE FOR WATER, SEWER, AND SOLID WASTE FEES AND TO IMPOSE A LIEN AGAINST THE PROPERTY SERVED IN THE CASE OF NONPAYMENT, is referred to the Committee on Local and Regional Government I.

By Representatives Michaux, Alexander, Diamont, Easterling, Gardner, Green, Ives, and Luebke:

H.B. 776, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA HEMOPHILIA ASSISTANCE PLAN, is referred to the Committee on Appropriations.

By Representatives Michaux and Bowman:

H.B. 777, A BILL TO BE ENTITLED AN ACT TO GIVE CREDIT TO COUNTIES THAT PAID THE DEPARTMENT OF CORRECTION FOR EXTRAORDINARY MEDICAL EXPENSES OF SAFEKEEPERS PRIOR TO THE ENACTMENT OF THE LAW CLARIFYING THE COUNTIES' RESPONSIBILITY FOR THOSE EXPENSES, is referred to the Committee on Appropriations.

By Representatives Michaux and Burton:

H.B. 778, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE CONFORMANCE OF NORTH CAROLINA'S VOTER REGISTRATION SYSTEM TO THE NATIONAL VOTER REGISTRATION ACT OF 1993, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Michaux:

H.B. 779, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF DURHAM AND DURHAM COUNTY TO PROHIBIT ACTS OF DISCRIMINATION IN EMPLOYMENT AND PUBLIC ACCOMMODATIONS BASED ON RACE, COLOR, NATIONAL ORIGIN, RELIGION, SEX, HANDICAP, OR AGE, is referred to the Committee on Judiciary I.

By Representative Michaux:

H.B. 780, A BILL TO BE ENTITLED AN ACT TO POSTPONE IMPLEMENTATION OF MAIL-IN VOTER REGISTRATION AND THE UPGRADED MOTOR VOTER PROVISIONS SO THEY WILL BE IMPLEMENTED AT THE SAME TIME AS SIMILAR FEDERAL LEGISLATION, is referred to the Committee on Judiciary I.

By Representative Michaux:

H.B. 781, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF DURHAM TO PROCEED WITH CONDEMNATION OF REAL PROPERTY WHEN OWNERSHIP IS TRANSFERRED, is referred to the Committee on Local and Regional Government I.

By Representative Michaux:

H.B. 782, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA LEGAL EDUCATION ASSISTANCE FOUNDATION FOR ITS LOAN REPAYMENT ASSISTANCE PROGRAM FOR NORTH CAROLINA PUBLIC SERVICE ATTORNEYS, is referred to the Committee on Appropriations.

By Representatives Arnold and Creech:

H.B. 783, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NASH COUNTY TO USE THE PROCEEDS OF ITS OCCUPANCY TAX FOR ECONOMIC DEVELOPMENT PROJECTS, is referred to the Committee on Finance.

By Representatives Mavretic and Bowman:

H.B. 784, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE UTILITIES COMMISSION TO STUDY THE ALLOCATION OF FRANCHISES FOR NATURAL GAS SERVICE IN NORTH CAROLINA AND DETERMINE WHETHER SUCH SERVICE COULD BE MORE EFFICIENTLY AND ECONOMICALLY RENDERED BY REDESIGNING THE FRANCHISE ALLOCATIONS, is referred to the Committee on Public Utilities.

By Representative Mavretic:

H.B. 785, A BILL TO BE ENTITLED AN ACT RELATING TO THE ADMINISTRATION AND GOVERNANCE OF NASH COMMUNITY COLLEGE AND EDGECOMBE COMMUNITY COLLEGE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Mavretic:

H.B. 786, A BILL TO BE ENTITLED AN ACT CONCERNING EDGECOMBE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Redwine and Bowman:

H.B. 787, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO DENY A PERMIT FOR A SANITARY LANDFILL OR A SOLID WASTE INCINERATOR TO AN APPLICANT THAT DOES NOT SUBMIT AN APPROVED WASTE REDUCTION PLAN, is referred to the Committee on Environment.

By Representatives DeVane and Bowman:

H.B. 788, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE REPORTING OF BURN-RELATED INJURIES FROM FIRES, is referred to the Committee on Judiciary II.

By Representative Rogers:

H.B. 789, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AN ADDITION, REPAIRS, AND RENOVATIONS TO THE SIMON F. TERRELL BUILDING, WHICH IS LOCATED AT THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL, is referred to the Committee on Appropriations.

By Representatives Lemmond, Alexander, Black, Daughtry, Easterling, Justus, Kuczmarski, Michaux, and Richardson:

H.B. 790, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VOTER REGISTRATION SHALL BE THE SOLE CRITERIA FOR ALLOCATING VOTING MACHINES AMONG PRECINCTS, is referred to the Committee on Judiciary I.

By Representatives Gist, Bowie, Burton, Jarrell, and Jeffus:

H.B. 791, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF GREENSBORO TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, is referred to the Committee on Local and Regional Government II.

By Representative Jenkins (by request):

H.B. 792, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE OFFICE OF CORONER IN CLAY COUNTY, is referred to the Committee on Local and Regional Government I.

By Representatives Luebke, Kuczmarski, Michaux, G. Miller, and Stamey:

H.B. 793, A BILL TO BE ENTITLED AN ACT TO ALLOW NORTH CAROLINA AMATEUR SPORTS TO USE STATE TRUCKS AND VANS FOR THE STATE GAMES OF NORTH CAROLINA, is referred to the Committee on State Government.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 216, A BILL TO BE ENTITLED AN ACT TO REPEAL THE REQUIREMENT THAT THE DEPARTMENT OF THE SECRETARY OF STATE REPORT TO THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS ON THE BUSINESS LICENSE INFORMATION OFFICE, is read the first time and referred to the Committee on State Government.

S.B. 217, A BILL TO BE ENTITLED AN ACT TO REPEAL THE REQUIREMENT THAT THE DEPARTMENT OF CULTURAL RESOURCES REPORT TO THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS ON THE OPERATION OF THE STATE DEPOSITORY LIBRARY SYSTEM, is read the first time and referred to the Committee on State Government.

S.B. 508, A BILL TO BE ENTITLED AN ACT TO PROVIDE THE SAME LEGAL AUTHORITY AND LIMITED LIABILITY TO IMMIGRATION AND NATURALIZATION SERVICE AGENTS WHO WORK WITH STATE AND LOCAL OFFICERS AS IS ACCORDED OTHER FEDERAL OFFICERS, is read the first time and referred to the Committee on Judiciary I.

S.B. 526, A BILL TO BE ENTITLED AN ACT TO CHANGE THE CERTIFICATION PERIOD OF EMERGENCY MEDICAL TECHNICIANS FROM TWO YEARS TO FOUR YEARS, is read the first time and referred to the Committee on Health and Human Services.

S.B. 538, A BILL TO BE ENTITLED AN ACT TO ALLOW AREA MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE AUTHORITIES TO SUBMIT LOCAL PLANS IN ACCORDANCE WITH AN EXTENDED SCHEDULE, is read the first time and referred to the Committee on Health and Human Services.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.R. 29**, A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE REGULAR SESSIONS OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES OF THE 1993 GENERAL ASSEMBLY.

Representative Gray offers Amendment No. 1.

Representative Gray calls the previous question on the amendment and the call is sustained.

Amendment No. 1 is adopted by electronic vote (81–35).

Representative Bowie offers Amendment No. 2 which fails of adoption by electronic vote (49–64).

Representative Wood offers Amendment No. 3 which is adopted.

Representative Mavretic offers Amendment No. 4 which fails of adoption by electronic vote (47–64).

Representative Mavretic offers Amendment No. 5 which is adopted.

Representative Jack Hunt offers Amendment No. 6 which is adopted.

Representative Hackney offers Amendment No. 7 which is adopted.

Representative Lemmond offers Amendment No. 8 which fails of adoption.

Representative Barnes offers Amendment No. 9 which is adopted.

Representative Colton offers Amendment No. 10 which is adopted.

The committee substitute resolution, as amended, is adopted, by electronic vote (110–2), and ordered engrossed and printed.

PERMANENT SUBCOMMITTEE REPORTS

The following reports from permanent subcommittees are presented:

By Representative McLawhorn for the Permanent Subcommittee on Airports, Railways, and Waterways of the Standing Committee on Transportation, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 485, A BILL TO BE ENTITLED AN ACT TO ADOPT THE INTERNATIONAL NAVIGATION RULES AND THE INLAND NAVIGATION RULES AS THE LAW IN THIS STATE, with a favorable report.

H.B. 486, A BILL TO BE ENTITLED AN ACT TO PLACE RESTRICTIONS ON THE USE OF PERSONAL WATERCRAFT SUCH AS JET SKIS AND WATER BIKES, with a favorable report.

By Representative Green for the Permanent Subcommittee on Human Services of the Standing Committee on Health and Human Ser0vices, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 452, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE REQUIREMENTS OF THE GENERAL STATUTES PERTAINING TO IMMUNIZATIONS, with a favorable report.

H.B. 627, A BILL TO BE ENTITLED AN ACT TO IMPROVE ENFORCEMENT OF THE CHILD DAY CARE REQUIREMENTS, with a favorable report.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
April 7, 1993

Mr. Speaker:

It is ordered that a message be sent the House of Representatives with the information that the Senate fails to concur with your Honorable Body in the House Committee Substitute for **S.B. 699**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORITY OF ROCKINGHAM COUNTY TO UNDERTAKE LOCAL DEVELOPMENT ACTIVITIES, which proposed to change the title, upon concurrence to read, House Committee Substitutue for **S.B. 699**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORITY OF DAVIE AND ROCKINGHAM COUNTIES TO UNDERTAKE LOCAL DEVELOPMENT ACTIVITIES, and requests conferees. The President Pro Tempore appoints: Senator Sands, Chair; Senators Folger and Cooper, on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

CALENDAR (continued)

H.B. 521, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY COUNCIL OF THE CITY OF DURHAM TO DELEGATE TO THE CITY MANAGER AUTHORITY TO APPROVE PETITIONS FOR WATER AND SEWER SERVICE.

On motion of Representative Lutz, and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Finance.

H.B. 566, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE POLK COUNTY TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE.

On motion of Representative Lutz, and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Finance.

On motion of Representative Jack Hunt, seconded by Representative C. Wilson, the House adjourns at 4:35 p.m. to reconvene April 8 at 1:00 p.m.

FORTY-THIRD DAY

HOUSE OF REPRESENTATIVES
Thursday, April 8, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Fussell, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 7 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brubaker, Diamont, Easterling, Fitch, and Gist for today.

REPORT OF COMMITTEE

The following report from standing committee is presented:

By Representative Michaux for the Committee on Judiciary I:

H.B. 15, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WHEN NO CONDEMNATION COMMISSIONERS ARE APPOINTED, THE PARTIES SHALL REVEAL THE NUMBER AND AMOUNTS OF THE APPRAISALS THEY HAVE OBTAINED, with an indefinite postponement report.

PERMANENT SUBCOMMITTEE REPORT

The following report from permanent subcommittee is presented:

By Representative Smith for the Permanent Subcommittee on Military, Veterans and Indian Affairs of the Standing Committee on State Government, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 467, A BILL TO BE ENTITLED AN ACT TO REMOVE THE REQUIREMENT THAT THE REGISTER OF DEEDS PROVIDE THE COUNTY COMMISSIONERS WITH A JUSTIFICATION FOR HAVING A SECOND DEPUTY, with a favorable report.

REPORTS OF COMMITTEES

The following reports from standing committees are presented:

By Representative Jack Hunt for the Committee on Rules, Calendar, and Operations of the House:

H.B. 318, A BILL TO BE ENTITLED AN ACT TO ADOPT THE HERTFORD COUNTY WATERMELON FESTIVAL AS THE NORTH CAROLINA WATERMELON FESTIVAL AND TO DECLARE THAT THE FESTIVAL BE HELD ANNUALLY, with a

favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 13. The original bill is placed on the Unfavorable Calendar.

H.J.R. 393, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE JOHN C. CAMPBELL FOLK SCHOOL AND THE PENLAND SCHOOL OF CRAFTS AND DECLARING BOTH SCHOOLS AS NORTH CAROLINA ARTS AND CRAFTS RESOURCES, with a favorable report.

H.J.R. 680, A JOINT RESOLUTION HONORING THE LATE GOVERNOR MELVILLE BROUGHTON ON THE FIFTIETH ANNIVERSARY OF THE NORTH CAROLINA CENTER FOR APPLIED TEXTILE TECHNOLOGY, with a favorable report.

By Representative Hightower for the Committee on State Government:

H.B. 508, A BILL TO BE ENTITLED AN ACT TO CHANGE THE CERTIFICATION PERIOD OF EMERGENCY MEDICAL TECHNICIANS FROM TWO YEARS TO FOUR YEARS, with a favorable report.

H.B. 602, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE TRAUMA SYSTEM ACT OF 1993, with a favorable report.

PERMANENT SUBCOMMITTEES REPORTS

The following reports from permanent subcommittees are presented:

By Representative Jarrell for the Permanent Subcommittee on Economic Expansion and Growth of the Standing Committee on Business and Labor, with approval of standing committee chair for report to be made directly to the floor of the House:

Committee Substitute for **H.B. 215,** A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RENTAL BOOTHS ARE NOT COSMETIC ART SHOPS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 13. The original bill is placed on the Unfavorable Calendar.

S.B. 463, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SPACE WITHIN A COSMETIC ART SHOP RENTED BY AN INDEPENDENT CONTRACTOR IS NOT A SEPARATE COSMETIC ART SHOP AND TO REQUIRE THAT OWNERS LIST ALL COSMETOLOGISTS PRACTICING IN THEIR COSMETIC ART SHOP, with a favorable report.

By Representative Jeffus for the Permanent Subcommittee on Aging of the Standing Committee on Health and Human Services, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 587, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE RULE-MAKING AUTHORITY OF THE MEDICAL CARE COMMISSION FOR NURSING HOME REGULATION, with a favorable report.

Representative Jeffus further reports:

S.B. 31, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE DEPARTMENT OF HUMAN RESOURCES STUDY THE ISSUE OF REIMBURSEMENT FOR DOMICILIARY CARE HOMES AND RECOMMEND A SPECIFIC METHOD FOR RATE SETTING, to the Standing Committee on Health and Human Services, with a favorable recommendation.

REPORTS OF COMMITTEES

The following reports from standing committees are presented:

By Representative Hensley for the Committee on Judiciary III:

H.B. 728, A BILL TO BE ENTITLED AN ACT TO MAKE THE WEARING OF SEAT BELTS ADMISSIBLE IN CRIMINAL PROCEEDINGS, with a favorable report.

H.B. 753, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW RELATING TO ACQUISITION BY THE TOWN OF CARY OF STREET RIGHT-OF-WAY OUTSIDE THE CORPORATE LIMITS, with a favorable report.

By Representative R. Thompson for the Committee on Local and Regional Government I:

H.B. 436, A BILL TO BE ENTITLED AN ACT TO ALLOW NEW HANOVER COUNTY TO REGULATE THE OPERATION OF PERSONAL WATERCRAFT, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 13. The original bill is placed on the Unfavorable Calendar.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative R. Thompson, and without objection, **H.B. 450**, A BILL TO BE ENTITLED AN ACT TO REWRITE THE LAW REGARDING THE GREENSBORO FIREMEN'S SUPPLEMENTAL RETIREMENT SYSTEM, is withdrawn from today's Calendar and re-referred to the Committee on Pensions and Retirement.

REPORTS OF COMMITTEES

The following reports from standing committees are presented:

By Representative Gottovi for the Committee on Environment:

H.B. 102, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE LOCAL BOARDS OF EDUCATION TO USE THE ENERGY

GUIDELINES FOR SCHOOL DESIGN AND CONSTRUCTION AND TO REQUIRE ENERGY-USE GOALS AND STANDARDS IN ORDER TO ASSURE THE CONSTRUCTION OF ENERGY EFFICIENT NEW SCHOOLS AND SCHOOL RENOVATIONS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 13. The original bill is placed on the Unfavorable Calendar.

H.B. 483, A BILL TO BE ENTITLED AN ACT TO AMEND THE DAM SAFETY LAW OF 1967 TO MAKE IT MORE EFFECTIVE, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Stamey for the Committee on Transportation:

H.B. 153, A BILL TO BE ENTITLED AN ACT TO CREATE A RAIL COUNCIL WITHIN THE DEPARTMENT OF TRANSPORTATION AND TO BROADEN THE AUTHORITY OF THE BOARD OF TRANSPORTATION, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 13. The original bill is placed on the unfavorable Calendar.

On motion of Representative Stamey, pursuant to Rule 38(a), the committee substitute bill is withdrawn from the Calendar of April 13 and re-referred to the Committee on Appropriations.

SUBCOMMITTEE REFERRALS

Representative Hightower, Chair for the Standing Committee on State Government, refers:

H.B. 635, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE COMPOSITION, POWERS, AND DUTIES OF THE COMMISSION FOR THE BLIND, to the Permanent Subcommittee on Boards and Commissions.

H.B. 536, A BILL TO BE ENTITLED AN ACT TO ALLOW AREA MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE AUTHORITIES TO PURCHASE PROPERTY BY INSTALLMENT CONTRACTS, to the Permanent Subcommittee on State Parks, Facilities and Property.

H.B. 636, A BILL TO BE ENTITLED AN ACT CONCERNING THE PROCEDURE FOR ADOPTING RULES FOR UNDERWATER ARCHAEOLOGY SITES, to the Permanent Subcommittee on State Parks, Facilities and Property.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative G. Miller:

H.B. 794, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM WITH RESPECTS TO THE SERVICE OF COMPLAINTS AND ORDERS IN HOUSING CODE CASES, is referred to the Committee on Local and Regional Government I.

By Representatives G. Miller and Lemmond:

H.B. 795, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW PERTAINING TO THE PROHIBITION OF CERTAIN SOLICITATION BY HEALTH CARE PROVIDERS, is referred to the Committee on Judiciary I.

By Representative G. Miller:

H.B. 796, A BILL TO BE ENTITLED AN ACT GRANTING TO DURHAM COUNTY REDUCTION OF THE NOTICE PERIOD FOR CLOSING ROADS AND EASEMENTS, CLARIFYING THE COUNTY'S AUTHORITY TO PERMIT THE CLOSING OF UNOPENED ROADS, THE DIVISION OF RIGHT-OF-WAY IN TYPICAL ROAD CLOSINGS, AND ESTABLISHING PROCEDURES FOR APPEALS OF ROAD CLOSINGS, is referred to the Committee on Local and Regional Government I.

By Representative Hall:

H.B. 797, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LEE COUNTY, THE TOWN OF BROADWAY, AND THE CITY OF SANFORD TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, is referred to the Committee on Local and Regional Government I.

By Representatives Stamey, Black, Fitch, and Fussell:

H.B. 798, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE PRIORITIES FOR PAYMENT OF LIABILITY CLAIMS WHEN MORE THAN ONE INSURANCE POLICY COVERS A RENTED VEHICLE, is referred to the Committee on Judiciary III.

By Representatives Flaherty, Church, and G. Thompson:

H.B. 799, A BILL TO BE ENTITLED AN ACT TO EXEMPT BURKE COUNTY AND THE MUNICIPALITIES THEREIN FROM CERTAIN ZONING NOTICE REQUIREMENTS, is referred to the Committee on Local and Regional Government I.

By Representatives Cole, Bowman, Holt, and P. Wilson:

H.B. 800, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IN COLLECTING THE ROCKINGHAM COUNTY OCCUPANCY TAX, THE COUNTY MAY USE THE COLLECTION METHODS AVAILABLE FOR PROPERTY TAXES, is referred to the Committee on Finance.

By Representative Hayes:

H.B. 801, A BILL TO BE ENTITLED AN ACT TO ALLOW DEER HUNTING FROM STATIONARY STANDS IN CABARRUS COUNTY, is referred to the Committee on Local and Regional Government I.

By Representatives DeVane and R. Hunter:

H.B. 802, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ONE-HALF THE NORMAL WEIGHT PENALTY FOR VEHICLES HAULING RECYCLABLE MATERIALS, is referred to the Committee on Environment.

By Representative Dockham:

H.B. 803, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE TOWN OF DENTON FROM CERTAIN ZONING NOTICE REQUIREMENTS, is referred to the Committee on Local and Regional Government I.

By Representatives J. Brown and Holmes:

H.B. 804, A BILL TO BE ENTITLED AN ACT TO EXEMPT WILKES COUNTY AND THE TOWNS OF RONDA, WILKESBORO, AND NORTH WILKESBORO FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING ZONING ORDINANCES FOR WATER SUPPLY WATERSHED PROTECTION, is referred to the Committee on Local and Regional Government I.

By Representatives Green, Alphin, Barnhill, Bowman, Braswell, D. Brown, Burton, Cummings, Cunningham, DeVane, Diamont, Dockham, Esposito, Fitch, Gottovi, Hayes, Hensley, Hill, Howard, H. Hunter, Ives, Joye, Kinney, Kuczmarski, McAllister, McCrary, Michaux, Moore, Morgan, Redwine, Richardson, Spears, Stewart, Sutton, Wainwright, Warner, Wilmoth and Wright:

H.J.R. 805, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE STATE OF PREHOSPITAL EMERGENCY CARDIAC CARE IN NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Green, Alphin, Barnhill, Bowman, Braswell, D. Brown, Burton, Cummings, Cunningham, DeVane, Diamont, Dockham, Esposito, Fitch, Gottovi, Hayes, Hensley, Hightower, Hill, Howard, H. Hunter, Ives, Joye, Kinney, Kuczmarski, McAllister, McCrary, Michaux, Moore, Morgan, Redwine, Richardson, Spears, Stewart, Sutton, Wainwright, Warner, Wilmoth, and Wright:

H.J.R. 806, A JOINT RESOLUTION AUTHORIZING THE DEPARTMENT OF HUMAN RESOURCES TO STUDY THE STATE OF PREHOSPITAL EMERGENCY CARDIAC CARE IN NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Dickson, Berry, Gamble, C. Preston, and Weatherly:

H.B. 807, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF SEVEN OAKS IN GASTON COUNTY, is referred to the Committee on Local and Regional Government I.

By Representatives Kuczmarski, Ellis, Fussell, Hensley, B. Miller, and Stamey:

H.B. 808, A BILL TO BE ENTITLED AN ACT TO CHANGE THE PROCEDURE FOR CERTIFYING MUNICIPAL AD VALOREM TAX VALUATIONS IN WAKE COUNTY TO THE WAKE COUNTY BOARD OF ALCOHOLIC CONTROL FOR THE PURPOSE OF DISTRIBUTING PROCEEDS FROM THE SALES OF ALCOHOLIC BEVERAGES, is referred to the Committee on Finance.

By Representatives Cummings, Alexander, Barnes, Bowman, D. Brown, DeVane, Easterling, Fitch, Fussell, Gottovi, Hensley, Hill, Holt, H. Hunter, Kennedy, Luebke, Lutz, Mavretic, Nesbitt, Oldham, Richardson, Spears, Stamey, Wainwright, and Wright:

H.B. 809, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONDUCT A STUDY OF CHILDHOOD HUNGER IN NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representatives Smith, Bowman, and J. Preston:

H.B. 810, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE TO STUDY SHELLFISH LEASING PROGRAM, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Smith:

H.B. 811, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE BOUNDARIES OF THE TOWN OF ATLANTIC BEACH INCLUDE AN AREA KNOWN AS THE POCKET, is referred to the Committee on Local and Regional Government I.

By Representatives Smith and Wainwright:

H.B. 812, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE BOUNDARY LINE BETWEEN CARTERET AND CRAVEN COUNTIES, is referred to the Committee on Local and Regional Government I.

By Representatives Wright, Gottovi, Hill, and Redwine:

H.B. 813, A BILL TO BE ENTITLED AN ACT TO AMEND THE POWERS OF THE NEW HANOVER COUNTY AIRPORT AUTHORITY, is referred to the Committee on Local and Regional Government I.

By Representatives C. Wilson, Alexander, Barnhill, Cunningham, Lemmond, and McLaughlin:

H.B. 814, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MECKLENBURG COUNTY PARK RANGERS MAY ACT AS SPECIAL PEACE OFFICERS ON PROPERTY OWNED OR LEASED BY THE CITY OF CHARLOTTE, is referred to the Committee on Local and Regional Government I.

By Representative Church:

H.B. 815, A BILL TO BE ENTITLED AN ACT AUTHORIZING BURKE COUNTY TO ASSIST THOROUGHFARE PLAN IMPLEMENTATION, is referred to the Committee on Local and Regional Government I.

By Representative Church:

H.B. 816, A BILL TO BE ENTITLED AN ACT TO ALLOW MORGANTON TO MAKE A VOLUNTARY SATELLITE ANNEXATION NOT CURRENTLY ALLOWED BECAUSE THE PROPERTY IS CLOSER TO GLEN ALPINE, IF THE TOWN OF GLEN ALPINE AND BURKE COUNTY CONSENT, is referred to the Committee on Local and Regional Government I.

By Representatives Fitch and Bowman:

H.B. 817, A BILL TO BE ENTITLED AN ACT TO REMOVE THE STATE AUDITOR FROM THE STATE FIRE AND RESCUE COMMISSION, is referred to the Committee on Insurance.

By Representatives Fitch, Black, Bowman, Colton, Crawford, Fussell, Hensley, Holt, Luebke, McLawhorn, Nesbitt, Warner, and Wright:

H.B. 818, A BILL TO BE ENTITLED AN ACT TO DEFINE THE LIMITS OF LOCAL GOVERNMENT EMPLOYEE POLITICAL ACTIVITIES, is referred to the Committee on Public Employees.

By Representative Ives:

H.B. 819, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR NONPARTISAN ELECTION OF THE TRANSYLVANIA COUNTY BOARD OF EDUCATION, is referred to the Committee on Local and Regional Government II.

By Representative James:

H.B. 820, A BILL TO BE ENTITLED AN ACT AMENDING THE STATUTORY DEFINITION OF SUBDIVISION IN PASQUOTANK COUNTY, is referred to the Committee on Local and Regional Government I.

By Representatives Redwine, Brawley, Cole, and Hill:

H.B. 821, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA HEALTH CARE REFORM ACT, is referred to the Committee on Health and Human Services.

By Representative Hensley:

H.B. 822, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGARDING COMPUTER-RELATED CRIME, is referred to the Committee on Judiciary III.

By Representative Hensley (by request):

H.B. 823, A BILL TO BE ENTITLED AN ACT REGULATING THE POSSESSION OF FIREARMS IN WAKE COUNTY WHILE UNDER THE INFLUENCE, is referred to the Committee on Judiciary III.

By Representatives Hensley and Stamey:

H.B. 824, A BILL TO BE ENTITLED AN ACT TO ALLOW LEFT TURNS ON RED IN CERTAIN SITUATIONS, is referred to the Committee on Judiciary III.

By Representative Hensley (by request):

H.B. 825, A BILL TO BE ENTITLED AN ACT CONCERNING IMPACT FEES BY THE TOWN OF GARNER, is referred to the Committee on Finance.

By Representative Redwine:

H.B. 826, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT OF THE SENATE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Mavretic:

H.B. 827, A BILL TO BE ENTITLED AN ACT TO ESTABLISH UNIFORMITY IN THE REGULATION OF ROADSIDE HUNTING, is referred to the Committee on Judiciary I.

By Representatives Nesbitt, Colton, and Crawford:

H.B. 828, A BILL TO BE ENTITLED AN ACT TO REPEAL OBSOLETE PROVISIONS OF THE CHARTER OF THE CITY OF ASHEVILLE, is referred to the Committee on Local and Regional Government I.

By Representatives Lemmond, Alexander, Balmer, Barnhill, Black, Cunningham, Easterling, McLaughlin, and C. Wilson:

H.B. 829, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VOTER REGISTRATION SHALL BE THE SOLE CRITERIA FOR ALLOCATING VOTING MACHINES AMONG PRECINCTS BY THE MECKLENBURG COUNTY BOARD OF ELECTIONS, is referred to the Committee on Judiciary I.

By Representatives Decker, Arnold, Balmer, J. Brown, Creech, Culp, DeVane, Ellis, Hayes, Joye, Justus, McLawhorn, Mitchell, Nichols, C. Preston, J. Preston, Weatherly, and Wood:

H.B. 830, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CLASS I FELONY INTENTIONALLY TO KILL A LAW ENFORCEMENT AGENCY ANIMAL, is referred to the Committee on Judiciary III.

By Representatives Justus, Black, Bowen, Bowie, Bowman, J. Brown, Church, Crawford, Culp, Daughtry, DeVane, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Gamble, Gardner, Gottovi, Hensley, Hill, Holmes, Howard, Ives, James, Jenkins, Joye, Kuczmarski, Lemmond, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Mitchell, Oldham, C. Preston, Ramsey, Russell, Smith, G. Thompson, R. Thompson, Warner, C. Wilson, P. Wilson, and Wood:

H.B. 831, A BILL TO BE ENTITLED AN ACT TO REQUIRE ON-SITE INSPECTIONS AS PART OF THE CERTIFICATE OF NEED PROCESS, is referred to the Committee on Health and Human Services.

By Representatives Richardson, Baddour, Braswell, Hackney, B. Miller, and Wright:

H.B. 832, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A NORTH CAROLINA COURT HAS PERSONAL JURISDICTION OVER ACTIONS ARISING FROM DIRECT AND INDIRECT SOLICITATIONS MADE FROM OUT-OF-STATE AND RECEIVED IN THIS STATE, is referred to the Committee on Judiciary I.

By Representatives Smith, Alphin, Bowen, Grady, and J. Preston:

H.J.R. 833, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JAMES PAUL TYNDALL, FORMER MEMBER OF THE GENERAL ASSEMBLY, is referred to the Committee on Rules, Calendar, and Operations of the House.

REPORTS OF COMMITTEES

The following reports from standing committees are presented:

By Representative Barnes for the Committee on Education:

H.B. 164, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF THREE HUNDRED ELEVEN MILLION TWO HUNDRED THOUSAND DOLLARS GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS, WITH ANY OTHER AVAILABLE FUNDS, FOR CAPITAL IMPROVEMENTS FOR COMMUNITY COLLEGES, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Finance.

On motion of Representative Warner, Committee Amendment No. 1 is adopted.

The bill is ordered engrossed and re-referred to the Committee on Finance.

H.B. 315, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 340, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING THE UNIVERSITY OF NORTH CAROLINA, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 461, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE CITY OF LOWELL, with a favorable report.

H.B. 509, A BILL TO BE ENTITLED AN ACT TO RAISE THE INHERITANCE TAX FILING THRESHOLD, with a favorable report, as amended.

H.B. 547, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE NORTH CAROLINA SEAFOOD INDUSTRIAL PARK HAS AUTHORITY TO CHARGE FEES FOR ITS SERVICES OR FOR THE USE OF ITS FACILITIES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 13. The original bill is placed on the Unfavorable Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H.B. 166, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE YADKIN COUNTY BOARD OF EDUCATION SHALL BE ELECTED TO STAGGERED FOUR-YEAR TERMS, is returned for concurrence in Senate amendment and placed on the Calendar for April 12.

H.B. 167, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MEMBERS OF THE YADKIN COUNTY BOARD OF

EDUCATION SHALL TAKE OFFICE ON THE FIRST MONDAY IN AUGUST AFTER THEIR ELECTION, is returned for concurrence in Senate amendment and placed on the Calendar for April 12.

Committee Substitute for **S.B. 53**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY THAT A COUNTY OR CITY HAS TO REQUIRE PARTICIPATION IN A RECYCLING PROGRAM, is read the first time and referred to the Committee on Environment.

Committee Substitute for **S.B. 90**, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE SOURCE REDUCTION OF WASTE IN STATE PURCHASING, is read the first time and referred to the Committee on Environment.

S.B. 235, A BILL TO BE ENTITLED AN ACT TO MAKE THE CALCULATION FOR SCHOOLS OF FUND BALANCE AVAILABLE FOR APPROPRIATION THE SAME AS THE CALCULATION FOR OTHER LOCAL GOVERNMENTS, is read the first time and referred to the Committee on Finance.

S.B. 245, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO DIRECT THE DIVISION OF MEDICAL ASSISTANCE AND THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN TO ASSIST THE DEPARTMENT OF CORRECTION IN EFFORTS TO SECURE AUTOMATED CLAIMS PROCESSING SUPPORT FROM A CONTRACTOR, is read the first time and referred to the Committee on Appropriations.

Committee Substitute for **S.B. 496**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO ESTABLISH AN INTERAGENCY COMMITTEE TO DEVELOP A CHILD MEDICAL AND MENTAL HEALTH EVALUATION PLAN, is read the first time and referred to the Committee on Children, Youth and Families.

Committee Substitute for **S.B. 604**, A BILL TO BE ENTITLED AN ACT TO DESIGNATE THE OFFICE OF ADMINISTRATIVE HEARINGS AS THE DEFERRAL AGENCY FOR CASES UNDER THE AMERICANS WITH DISABILITIES ACT, is read the first time and referred to the Committee on Judiciary I.

PERMANENT SUBCOMMITTEE REPORT

The following report from permanent subcommittee is presented:

By Representative Bowen for the Permanent Subcommittee on Highways:

H.B. 110, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SECRETARY OF CRIME CONTROL AND PUBLIC SAFETY TO ESTABLISH A WRECKER SERVICE SYSTEM, referred to the Standing Committee on Transportation, with an unfavorable recommendation.

CALENDAR

Action is taken on the following:

H.B. 430, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM VEHICLE TAX THAT CAN BE LEVIED IN THE CITY OF GREENVILLE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Cole, Crawford, Culp, Cummings, Cunningham, Daughtry, Dickson, Dockham, Edwards, Ellis, Esposito, Flaherty, Fussell, Gardner, Gottovi, Gray, Green, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, Ramsey, Richardson, Rogers, Russell, Spears, Stamey, Stewart, Tallent, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wright - 94.

Voting in the negative: Representatives Creech, Decker, and Wood - 3.

Excused absences: Representatives Brubaker, Diamont, Easterling, Fitch, and Gist - 5.

H.B. 520, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO AUTHORIZE THE GIVING OF NOTICE OF SPECIAL MEETINGS OF THE CITY COUNCIL OR ANY OTHER PUBLIC BODY OF THE CITY BY MEANS OF FACSIMILE TRANSMISSION OR ELECTRONIC MAIL, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 586, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE VACANT OFFICE OF CORONER IN HALIFAX COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 163, A BILL TO BE ENTITLED AN ACT TO MODIFY THE DEFINITION OF A "SUBDIVISION" FOR THE PURPOSE OF SUBDIVISION REGULATION IN ROBESON COUNTY.

On motion of Representative Cummings, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 491, A BILL TO BE ENTITLED AN ACT TO REPEAL THE ACT CREATING A REVOLVING LOAN FUND FOR ROBESON COUNTY FOR THE PROCEEDS OF CERTAIN PAST-DUE TAX RECEIPTS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 516, A BILL TO BE ENTITLED AN ACT TO ALLOW ALLEGHANY COUNTY TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 517, A BILL TO BE ENTITLED AN ACT TO EXPAND THE ALLEGHANY COUNTY BOARD OF COMMISSIONERS FROM THREE TO FIVE MEMBERS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 600, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM THE RIGHTS-OF-WAY OF PUBLIC ROADS IN MADISON COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 423, A BILL TO BE ENTITLED AN ACT DEANNEXING A CERTAIN TRACT OF PROPERTY FROM THE CITY OF BURLINGTON, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barbee, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, Dickson, Dockham, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 105.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Diamont, Easterling, and Gist - 4.

H.B. 528, A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF THIRD DEGREE TRESPASS IN IREDELL COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

MOTION TO REMOVE BILL FROM UNFAVORABLE CALENDAR

Representative Gamble moves, pursuant to Rule 37, to withdraw **H.B. 14**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DEPARTMENT OF TRANSPORTATION MAY CONTRIBUTE TO IMPROVEMENTS TO PRIVATE PROPERTY REQUIRED BY ROAD CONSTRUCTION PROJECTS, from the Unfavorable Calendar. The motion fails by electronic vote (46-60).

CALENDAR (continued)

S.B. 99, A BILL TO BE ENTITLED AN ACT TO TRANSFER AUTHORITY FROM THE WILDLIFE RESOURCES COMMISSION TO THE DEPARTMENT OF AGRICULTURE TO REGULATE THE PRODUCTION AND SALE OF COMMERCIALLY RAISED FRESHWATER FISH AND FRESHWATER CRUSTACEAN SPECIES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowman, Brawley, D. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, Dickson, Dockham, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 107.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Diamont, Easterling, and Gist - 4.

H.B. 214, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE SPOUSAL DEFENSE TO A PROSECUTION FOR RAPE OR SEXUAL OFFENSE.

Representative Mavretic offers Amendment No. 1.

The Speaker rules the amendment out of order pursuant to Rule 31(d). The amendment is returned to Representative Mavretic.

Representative Daughtry offers new Amendment No. 1.

The Speaker rules the amendment out of order pursuant to Rule 31(d). The amendment is returned to Representative Daughtry.

Representative Mavretic moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Judiciary I.

On motion of Representative Michaux, seconded by Representative Stewart, the motion to re-refer the bill is tabled by electronic vote (72-38).

Representative Bowman inquires of the Chair if, pursuant to Rule 36.3, the bill is required to have a fiscal note attached. The Speaker rules that a fiscal note is required to be attached and the bill is temporarily displaced.

CONFEREES APPOINTED

The Speaker announces the following conferees on **S.B. 699**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORITY OF DAVIE AND ROCKINGHAM COUNTIES TO UNDERTAKE LOCAL DEVELOPMENT ACTIVITIES, Representative Hackney, Chair; Representatives Cole, Fitch, Mavretic, Howard, and Bowman.

The Senate is so notified by Special Message.

On motion of Representative Jack Hunt, seconded by Representative Church, the House adjourns, by electronic vote (100-8), at 2:50 p.m. to reconvene Monday, April 12, 1993, at 8:00 p.m.

FORTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Monday, April 12, 1993

The House meets at 8:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

The Speaker leads the members in the Pledge of Allegiance.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 8 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhill, Berry, Diamont, Flaherty, McCombs, and P. Wilson for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 94, AN ACT TO ABOLISH THE NORTH CAROLINA ENERGY DEVELOPMENT AUTHORITY. (CHAPTER 16)

H.B. 406, AN ACT TO AUTHORIZE THE ESTABLISHMENT OF AN ABC STORE IN THE TOWN OF NAVASSA. (CHAPTER 17)

REPORTS OF COMMITTEES

The following reports from standing committees are presented:

By Representative Jack Hunt for the Committee on Rules, Calendar, and Operations of the House:

H.B. 383, A BILL TO BE ENTITLED AN ACT TO ADOPT FOLKMOOT USA AS NORTH CAROLINA'S OFFICIAL INTERNATIONAL FOLK FESTIVAL, with a favorable report.

By Representative Michaux for the Committee on Judiciary I:

H.B. 216, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE, UNDER CERTAIN CONDITIONS, MAGISTRATES TO ISSUE DOMESTIC VIOLENCE RESTRAINING ORDERS AND TO CONDUCT HEARINGS FOR CIVIL CONTEMPT OF DOMESTIC VIOLENCE RESTRAINING ORDERS, AND TO MAKE CONFORMING CHANGES TO THE GENERAL STATUTES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 14. The original bill is placed on the Unfavorable Calendar.

By Representative Redwine for the Committee on Business and Labor:

H.B. 294, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING ECONOMIC DEVELOPMENT, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRALS

Representative Jeffus, Chair for the Permanent Subcommittee on Aging of the Standing Committee on Health and Human Services, sends forth the following subcommittee referrals.

Representative Mavretic, Chair for the Standing Committee on Health and Human Services, refers:

S.B. 526, A BILL TO BE ENTITLED AN ACT TO CHANGE THE CERTIFICATION PERIOD OF EMERGENCY MEDICAL TECHNICIANS FROM TWO YEARS TO FOUR YEARS, to the Permanent Subcommittee on Human Services.

S.B. 538, A BILL TO BE ENTITLED AN ACT TO ALLOW AREA MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE AUTHORITIES TO SUBMIT LOCAL PLANS IN ACCORDANCE WITH AN EXTENDED SCHEDULE, to the Permanent Subcommittee on Human Services.

H.B. 740, A BILL TO BE ENTITLED AN ACT TO ADD A RELATIVE OF A NURSING HOME PATIENT TO THE NURSING HOME PENALTY REVIEW COMMITTEE, to the Permanent Subcommittee on Aging.

H.B. 721, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO THE MEDICAL PRACTICE ACT, to the Permanent Subcommittee on Health Care and Access.

H.B. 745, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO ESTABLISH AND IMPLEMENT A PROGRAM TO ASSIST LOW-INCOME INDIVIDUALS TO OBTAIN PRESCRIPTION DRUGS AT REDUCED COST, to the Permanent Subcommittee on Health Care and Access.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Diamont, Bowman, Cummings, and H. Hunter:

H.B. 834, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A GRANT PROGRAM TO PROVIDE FUNDS TO LOCAL SCHOOL ADMINISTRATIVE UNITS TO MAKE SCHOOLS SAFE FOR STUDENTS AND SCHOOL EMPLOYEES, is referred to the Committee on Appropriations.

By Representative G. Miller:

H.B. 835, A BILL TO BE ENTITLED AN ACT TO REGULATE THE POSSESSION AND USE OF FIREARMS ON PROPERTY OWNED OR LEASED BY DURHAM COUNTY, is referred to the Committee on Judiciary I.

By Representatives Gray, Kennedy, and Oldham:

H.B. 836, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF WINSTON-SALEM TO LEVY A MOTOR VEHICLE TAX OF UP TO TEN DOLLARS, is referred to the Committee on Finance.

By Representative Gottovi:

H.B. 837, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF WRIGHTSVILLE BEACH TO EXERCISE THE POWER OF EMINENT DOMAIN FOR PURPOSES OF ENGAGING IN BEACH EROSION CONTROL AND FLOOD AND HURRICANE PROTECTION WORKS, is referred to the Committee on Judiciary II.

By Representatives Wilmoth and Judy Hunt:

H.B. 838, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF BOONE TO INSTALL WATER AND SEWER LINES IN THE JUNALUSKA AREA WITH ITS OWN CREW AND EQUIPMENT, is referred to the Committee on Finance.

By Representatives Judy Hunt, Crawford, and Cummings:

H.B. 839, A BILL TO BE ENTITLED AN ACT TO PROTECT THE PUBLIC HEALTH BY REQUIRING THAT LOW-LEVEL RADIOACTIVE WASTE WITH LEVELS OF RADIATION BELOW THAT REGULATED BY THE FEDERAL GOVERNMENT BE TREATED, RECYCLED, STORED, OR DISPOSED OF AT A LOW-LEVEL RADIOACTIVE WASTE DISPOSAL FACILITY LICENSED PURSUANT TO CHAPTER 104E OF THE GENERAL STATUTES, is referred to the Committee on Public Utilities.

By Representatives Barnhill, Alexander, Black, Cunningham, Easterling, Lemmond, McLaughlin, and C. Wilson:

H.B. 840, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE TO AUTHORIZE THE CITY TO RAISE THE THRESHOLD ABOVE WHICH IT MUST SEEK FORMAL BIDS FOR THE PURCHASE OF APPARATUS, SUPPLIES, MATERIALS, OR EQUIPMENT AND TO WAIVE THE REQUIREMENT FOR A BID BOND, is referred to the Committee on Local and Regional Government I.

By Representatives Baddour and Richardson:

H.B. 841, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO THE PRINCIPAL AND INCOME ACT, is referred to the Committee on Judiciary III.

By Representative Gamble:

H.B. 842, A BILL TO BE ENTITLED AN ACT TO REPEAL THE DEFINITION OF SUBDIVISION FOR LINCOLN COUNTY, is referred to the Committee on Local and Regional Government I.

By Representatives Gamble and Luebke:

H.B. 843, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF REVENUE TO PREPARE ITS TAX EXPENDITURE REPORT ANNUALLY AND TO INCLUDE IN THE REPORT ESTIMATES OF THE AMOUNT BY WHICH EACH TAX EXPENDITURE REDUCES STATE REVENUES, is referred to the Committee on Finance.

By Representatives Bowman, Cole, and Holt:

H.B. 844, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ALAMANCE COUNTY MAY REQUIRE ISSUANCE OF A BUILDING PERMIT FOR THE REPLACEMENT AND DISPOSAL OF ROOFING, is referred to the Committee on Finance.

By Representatives Dockham and Wood:

H.B. 845, A BILL TO BE ENTITLED AN ACT TO CREATE A DAVIDSON COUNTY AIRPORT AUTHORITY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Cole, Bowie, Bowman, J. Brown, Brubaker, Burton, Culp, Decker, Dockham, Esposito, Gray, Holmes, Holt, Judy Hunt, Jarrell, Jeffus, Kennedy, McCrary, Oldham, Wilmoth, and P. Wilson:

H.B. 846, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A LEGISLATIVE PLANNING GRANT FOR THE REOPENING OF CHINQUA-PENN, is referred to the Committee on Appropriations.

By Representatives Alexander, Barnhill, Black, Cunningham, Easterling, Lemmond, McLaughlin, and C. Wilson:

H.B. 847, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE TO AUTHORIZE THE CONSTRUCTION, DESIGN, AND OPERATION OF SLUDGE MANAGEMENT FACILITIES, is referred to the Committee on Local and Regional Government I.

By Representatives Sutton, Cummings, DeVane, and Redwine:

H.B. 848, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PURPOSES FOR WHICH LUMBERTON MAY USE ITS OCCUPANCY TAX PROCEEDS, is referred to the Committee on Finance.

By Representatives Sutton and Nichols:

H.B. 849, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO PLACE THE APPLICANT'S RACE ON THE DRIVERS LICENSE, is referred to the Committee on Judiciary II.

By Representative Smith:

H.B. 850, A BILL TO BE ENTITLED AN ACT CONCERNING ELECTION OF THE CARTERET COUNTY BOARD OF EDUCATION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Black and Lemmond (Co-Sponsors):

H.B. 851, A BILL TO BE ENTITLED AN ACT TO LIMIT ZONING DISTRICT AUTHORITY OF THE TOWN OF MATTHEWS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Alphin:

H.B. 852, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FOR THE PURPOSE OF APPROPRIATIONS FOR FRANCHISE TAX SHARING WITH MUNICIPALITIES, THE TWO PLANTS ADJACENT TO THE CORPORATE LIMITS OF THE TOWN OF WALLACE SHALL BE CONSIDERED INSIDE THE TOWN OF WALLACE, is referred to the Committee on Finance.

By Representatives Alphin and Braswell:

H.B. 853, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR GARNISHMENT AND ATTACHMENT IN COLLECTION OF DELINQUENT DUPLIN COUNTY AIRPORT CHARGES DUE TO DUPLIN COUNTY, is referred to the Committee on Judiciary II.

By Representative Barbee:

H.B. 854, A BILL TO BE ENTITLED AN ACT TO REVISE THE BOUNDARIES OF THE TOWN OF OAKBORO, is referred to the Committee on Local and Regional Government II.

By Representatives Mavretic and Nichols:

H.B. 855, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TAKING OF MIGRATORY WATERFOWL ON SUNDAYS IN THAT PORTION OF THE STATE EAST OF INTERSTATE NINETY-FIVE, is referred to the Committee on Judiciary II.

By Representatives Hill, D. Brown, and Redwine:

H.B. 856, A BILL TO BE ENTITLED AN ACT TO ALLOW THE RIEGELWOOD SANITARY DISTRICT TO ACQUIRE PROPERTY WITHIN THE DISTRICT FOR PARKS, RECREATION, AND COMMUNITY PURPOSES, is referred to the Committee on Local and Regional Government I.

By Representative H. Hunter:

H.B. 857, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FEES FOR ON-SITE SEWAGE SYSTEMS AND SERVICES MAY BE BILLED AND COLLECTED IN THE SAME MANNER AS PROPERTY TAXES, is referred to the Committee on Finance.

By Representatives Alexander, Barnhill, Black, Bowman, Church, Cummings, Cunningham, Easterling, Fitch, Hill, H. Hunter, Ives, Lemmond, Luebke, McLaughlin, and C. Wilson:

H.B. 858, A BILL TO BE ENTITLED AN ACT TO MAKE IT A MISDEMEANOR FOR A PERSON UNDER EIGHTEEN YEARS OF AGE TO POSSESS OR CARRY A HANDGUN AND TO MAKE IT A MISDEMEANOR TO SELL OR TRANSFER ANY HANDGUN TO A PERSON WHO IS UNDER EIGHTEEN YEARS OF AGE, is referred to the Committee on Judiciary III.

By Representatives Moore and Wilkins:

H.B. 859, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GRANVILLE COUNTY TO LEVY A ROOM OCCUPANCY TAX, is referred to the Committee on Finance.

By Representative Howard:

H.B. 860, A BILL TO BE ENTITLED AN ACT TO EXEMPT DAVIE COUNTY AND THE TOWN OF MOCKSVILLE FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING ZONING ORDINANCES FOR WATER SUPPLY WATERSHED PROTECTION, is referred to the Committee on Judiciary II.

By Representative Alphin:

H.B. 861, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ONSLOW COUNTY TO USE ONE-FOURTH OF THE PROCEEDS OF ITS OCCUPANCY TAX FOR ECONOMIC DEVELOPMENT PURPOSES AND TO AUTHORIZE THE COUNTY TO MAKE LOANS FOR ECONOMIC DEVELOPMENT PURPOSES, is referred to the Committee on Local and Regional Government I.

By Representatives Gamble, Black, Bowman, Cummings, Green, Hensley, Jarrell, Jeffus, and Nye:

H.B. 862, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE REGISTRATION OF OUT-OF-STATE PHARMACIES THAT REGULARLY DISTRIBUTE PRESCRIPTION MEDICINES TO CITIZENS OF THE STATE THROUGH THE MAIL OR OTHER COMMON CARRIERS, is referred to the Committee on State Government.

By Representatives P. Wilson, Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Berry, Bowen, Bowie, Bowman, Brawley, J. Brown, Brubaker, Colton, Creech, Culp, Cummings, Daughtry, Decker, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Hayes, Hill, Holmes, Howard, Jack Hunt, H. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lemmond, Lutz, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, Miner, Mitchell, Moore, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Robinson, Rogers, Russell, Smith, Stamey, Sutton, R. Thompson, Warner, Weatherly, Wilmoth, C. Wilson, and Wood:

H.B. 863, A BILL TO BE ENTITLED AN ACT TO INCLUDE WEARING A UNIFORM TO FALSELY REPRESENT ONESELF AS A LAW-ENFORCEMENT OFFICER IN THE LIST OF OFFENSES THAT CONSTITUTE THE IMPERSONATION OF A LAW-ENFORCEMENT OFFICER AND TO RAISE SOME OF THOSE OFFENSES FROM MISDEMEANORS TO FELONIES, is referred to the Committee on Judiciary III.

By Representatives Hightower and Barbee:

H.B. 864, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DISTRIBUTION OF PROFITS OF ABC STORES IN STANLY COUNTY, is referred to the Committee on Judiciary I.

By Representatives Gist, Burton, and Jeffus:

H.B. 865, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE PLAN FOR ELECTION OF THE GUILFORD COUNTY BOARD OF COMMISSIONERS ENACTED BY THE 1991 GENERAL ASSEMBLY IS THE ONLY LAWFUL PLAN, is referred to the Committee on Local and Regional Government I.

By Representatives Gist and Burton:

H.B. 866, A BILL TO BE ENTITLED AN ACT CONCERNING SCHOOL FUNDING IN GUILFORD COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Smith and J. Preston:

H.B. 867, A BILL TO BE ENTITLED AN ACT RESTRICTING EXPENDITURES OF FUNDS DONATED TO THE FIRE DEPARTMENT OF THE TOWN OF NEWPORT, is referred to the Committee on Appropriations.

By Representatives Wainwright and Sutton:

H.B. 868, A BILL TO BE ENTITLED AN ACT TO RAISE THE FUNERAL EXPENSE ALLOWANCE IN PROBATE PROCEEDINGS, is referred to the Committee on Finance.

By Representative Wilmoth:

H.B. 869, A BILL TO BE ENTITLED AN ACT TO EXEMPT STOKES COUNTY FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING A ZONING ORDINANCE FOR WATER SUPPLY WATERSHED PROTECTION, is referred to the Committee on Judiciary II.

By Representative Wilmoth:

H.B. 870, A BILL TO BE ENTITLED AN ACT TO EXEMPT WATAUGA COUNTY FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING A ZONING ORDINANCE FOR WATER SUPPLY WATERSHED PROTECTION, is referred to the Committee on Judiciary II.

By Representatives Michaux, Barnhill, Braswell, D. Brown, Burton, Cummings, Cunningham, Fitch, Gist, Green, H. Hunter, Kennedy, Kinney, McAllister, Oldham, Wainwright, and Wright:

H.B. 871, A BILL TO BE ENTITLED AN ACT TO STUDY MINORITY AND WOMEN-OWNED BUSINESS PARTICIPATION IN THE STATE'S OVERALL PROCUREMENT, CONTRACT, AND CONSTRUCTION PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Michaux, Barnes, Burton, Cummings, Easterling, Fitch, Hackney, Holt, H. Hunter, and Kennedy:

H.B. 872, A BILL TO BE ENTITLED AN ACT TO PROTECT A PERSON'S ACCESS TO HEALTH CARE FACILITIES, is referred to the Committee on Judiciary I.

By Representatives Michaux and Fitch:

H.B. 873, A BILL TO BE ENTITLED AN ACT TO FULFILL THE INTENT OF THE INSURANCE EQUALITY STATUTE BY CORRECTING OMISSIONS IN THAT STATUTE, is referred to the Committee on Insurance.

By Representative Michaux:

H.B. 874, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MOTOR VEHICLES TAX THAT MAY BE LEVIED BY THE CITY OF DURHAM, is referred to the Committee on Finance.

By Representatives Redwine and Hill:

H.B. 875, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING WITH THE AID OF BOATS DURING DEER SEASON IN TOWN CREEK IN BRUNSWICK COUNTY, is referred to the Committee on Judiciary II.

By Representatives Redwine and Hill:

H.B. 876, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NO-WAKE ZONE ON A PORTION OF THE WACCAMAW RIVER, is referred to the Committee on Judiciary II.

By Representative Smith:

H.B. 877, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF COIN-OPERATED MACHINES, VIDEO GAMES, AND DEVICES, is referred to the Committee on Judiciary III.

By Representatives Luebke, Ellis, Fussell, Gottovi, Hackney, Hensley, Kuczmarski, Michaux, B. Miller, G. Miller, Miner, and Stamey:

H.B. 878, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO CONDUCT A STUDY OF THE FALLS LAKE WATERSHED AND APPROPRIATING FUNDS TO IMPLEMENT THIS ACT, is referred to the Committee on Appropriations.

By Representatives Moore and Wilkins:

H.B. 879, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF OXFORD TO MAKE SIDEWALK ASSESSMENTS AND ASSESS WITHOUT A PETITION, is referred to the Committee on Finance.

By Representatives Kuczmarski, Luebke, and Michaux:

H.B. 880, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO REMOVE THE LIMITATION ON PUNITIVE DAMAGES, AUTHORIZE THE TRIAL JUDGE TO GRANT INJUNCTIVE RELIEF, AND LENGTHEN THE TIME IN WHICH A COMPLAINANT MAY FILE A PRIVATE CAUSE OF ACTION IN HOUSING DISCRIMINATION CASES BROUGHT UNDER THE CITY'S FAIR HOUSING ORDINANCE, is referred to the Committee on Judiciary I.

By Representative Wilkins (by request):

H.B. 881, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FOX TRAPPING WITH RUBBER CLEAT TRAPS IN GRANVILLE COUNTY, is referred to the Committee on Environment.

By Representatives Black, Alexander, Balmer, Barnhill, Cunningham, Easterling, Lemmond, McLaughlin, and C. Wilson:

H.B. 882, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE TO AUTHORIZE THE CITY TO EXEMPT THE PURCHASE OF TELECOMMUNICATIONS, DATA PROCESSING AND DATA COMMUNICATIONS EQUIPMENT, SUPPLIES AND SERVICES FROM THE FORMAL BID REQUIREMENTS OF G.S. 143-129, is referred to the Committee on Local and Regional Government I.

By Representatives Black, Alexander, Balmer, Barnhill, Cunningham, Lemmond, McLaughlin, and C. Wilson:

H.B. 883, A BILL TO BE ENTITLED AN ACT TO EXEMPT MECKLENBURG COUNTY FROM PROVISIONS OF THE NORTH CAROLINA BUILDING CODE THAT REQUIRE BUILDING INSPECTION DEPARTMENTS TO REVIEW RESIDENTIAL PLANS, is referred to the Committee on State Government.

By Representative Barbee:

H.B. 884, A BILL TO BE ENTITLED AN ACT TO AMEND THE PROHIBITION ON HUNTING FROM THE ROADWAY IN STANLY COUNTY BY PROHIBITING DISCHARGE OF A FIREARM FROM THE RIGHT-OF-WAY OF A PUBLIC ROAD, AND TO INCREASE THE PENALTY FOR A SUBSEQUENT CONVICTION OF HUNTING FROM THE ROADWAY IN STANLY COUNTY, is referred to the Committee on Judiciary III.

By Representatives Decker and Wood:

H.B. 885, A BILL TO BE ENTITLED AN ACT TO RESTRICT FORCED ANNEXATIONS IN GUILFORD COUNTY, is referred to the Committee on State Government.

By Representatives Bowie, Alexander, Alphin, Baddour, Balmer, Barbee, Berry, Bowen, Bowman, Brawley, J. Brown, Brubaker,

Burton, Cole, Colton, Crawford, Creech, Culp, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Esposito, Flaherty, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hensley, Hill, Holmes, Holt, H. Hunter, Ives, Jarrell, Jenkins, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McLaughlin, McLawhorn, G. Miller, Miner, Morgan, Nichols, C. Preston, J. Preston, Robinson, Russell, Smith, Spears, Stamey, Stewart, Tallent, G. Thompson, Warner, Wilkins, C. Wilson, P. Wilson, and Wood:

H.B. 886, A BILL TO BE ENTITLED AN ACT TO DIRECT THE HEALTH SERVICES COMMISSION TO ADOPT RULES RESTRICTING THE OFFERING OF UNWRAPPED FOOD SAMPLES, is referred to the Committee on Health and Human Services.

By Representatives Kennedy and Oldham (Co-Sponsors):

H.B. 887, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE CITY OF WINSTON-SALEM CITIZEN POLICE REVIEW BOARD MAY IN CONNECTION WITH ITS REVIEWS AND HEARINGS ISSUE SUBPOENAS AND SIMILAR ORDERS AND MAY APPLY TO THE GENERAL COURT OF JUSTICE FOR ENFORCEMENT OF ITS SUBPOENAS AND SIMILAR ORDERS, is referred to the Committee on Judiciary II.

By Representative D. Brown:

H.B. 888, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF ENFIELD, is referred to the Committee on Local and Regional Government I.

By Representatives Bowen and Fitch:

H.B. 889, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE TOBACCO WAREHOUSES TO CHARGE A FEE TO THE BUYERS OF LEAF TOBACCO, is referred to the Committee on Finance.

By Representative Creech:

H.B. 890, A BILL TO BE ENTITLED AN ACT TO ANNEX A CERTAIN DESCRIBED TERRITORY TO THE CORPORATE LIMITS OF THE TOWN OF MIDDLESEX, is referred to the Committee on Local and Regional Government II.

By Representatives Barnes and Fitch:

H.B. 891, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA SENTENCING OVERSIGHT AND POLICY ADVISORY COMMISSION, is referred to the Committee on Judiciary III.

By Representative Howard:

H.B. 892, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORITY OF DAVIE COUNTY AND THE TOWN OF MOCKSVILLE TO UNDERTAKE LOCAL DEVELOPMENT ACTIVITIES, is referred to the Committee on Finance.

By Representative Lee:

H.B. 893, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A FINE ARTS CLASSROOM BUILDING AT THE RICHMOND COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representatives Lemmond, Black, Daughtry, Fitch, Gottovi, Hensley, Holt, Justus, Mavretic, and C. Preston:

H.B. 894, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PERCENTAGE OF SALES THAT MUST BE ATTRIBUTABLE TO FOOD AND NONALCOHOLIC BEVERAGES BY RESTAURANT PERMITTEES, is referred to the Committee on Judiciary I.

By Representatives Lemmond, Black, Daughtry, Dickson, Fitch, Gottovi, Hensley, Holt, Mavretic, and C. Preston:

H.B. 895, A BILL TO BE ENTITLED AN ACT TO REGULATE SUNDAY SALES AND CONSUMPTION OF ALCOHOLIC BEVERAGES, is referred to the Committee on Judiciary I.

By Representative Decker:

H.B. 896, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GUILFORD COUNTY AND THE CITIES OF GREENSBORO AND HIGH POINT TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, is referred to the Committee on Local and Regional Government II.

By Representative Stamey:

H.B. 897, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW RELATING TO ACQUISITION BY THE TOWN OF CARY OF STREET RIGHT-OF-WAY OUTSIDE THE CORPORATE LIMITS, is referred to the Committee on Judiciary II.

By Representative Stamey:

H.B. 898, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF CARY TO LEVY A MOTOR VEHICLE TAX OF UP TO TEN DOLLARS, is referred to the Committee on Finance.

By Representative Hightower:

H.B. 899, A BILL TO BE ENTITLED AN ACT FOR THE MONTGOMERY COUNTY BOARD OF COMMISSIONERS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Hightower:

H.B. 900, A BILL TO BE ENTITLED AN ACT FOR THE ANSON COUNTY BOARD OF COMMISSIONERS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Hightower:

H.B. 901, A BILL TO BE ENTITLED AN ACT FOR THE ANSON COUNTY BOARD OF EDUCATION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Hightower:

H.B. 902, A BILL TO BE ENTITLED AN ACT FOR THE MONTGOMERY COUNTY BOARD OF EDUCATION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Smith and J. Preston:

H.B. 903, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A PHYSICIAN AND SUPPORT STAFF AT THE CARTERET COUNTY HEALTH DEPARTMENT, is referred to the Committee on Appropriations.

By Representatives Holt and Kuczmarski (Co-Sponsors); H. Hunter, Jeffus, Jenkins, Mitchell, and J. Preston:

H.B. 904, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO CONSIDER CHILDREN WITH SPECIAL NEEDS WHEN IT ADOPTS RULES SETTING GRADUATION STANDARDS, AND TO DIRECT THE STATE BOARD OF EDUCATION TO SUSPEND THE APPLICATION OF ANY GRADUATION STANDARDS ADOPTED IN THE PAST TWO YEARS TO CHILDREN WITH SPECIAL NEEDS UNTIL IT REEVALUATES THE RULES BASED ON A STUDY OF GRADUATION STANDARDS AND THESE CHILDREN, is referred to the Committee on Education.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 101,** A BILL TO BE ENTITLED AN ACT TO EXPAND THE CURRENT ENERGY POLICY FOR STATE GOVERNMENT TO APPLY TO THE CONSTRUCTION, OPERATION, AND RENOVATION OF STATE FACILITIES AND TO THE PURCHASE, OPERATION, AND MAINTENANCE OF EQUIPMENT FOR SUCH FACILITIES, is returned for concurrence in Senate committee substitute, which changes the title, and referred to the Committee on Environment.

S.B. 155, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE REVENUE LAWS AND RELATED STATUTES, is read the first time and referred to the Committee on Finance.

S.B. 277, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE RELATING TO THE FUNDING FORMULA USED FOR THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM, is read the first time and referred to the Committee on Appropriations.

S.B. 532, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ALL INTEREST EXPENSES ARE DEDUCTIBLE FOR INHERITANCE TAX PURPOSES, is read the first time and referred to the Committee on Finance.

S.B. 563, A BILL TO BE ENTITLED AN ACT TO EXTEND THE EXPIRATION DATE FOR PRIVATE CONTRACT PARTICIPATION BY THE DEPARTMENT OF TRANSPORTATION, is read the first time and referred to the Committee on Transportation.

Committee Substitute for **S.B. 566**, A BILL TO BE ENTITLED AN ACT TO CONFORM NORTH CAROLINA INHERITANCE AND GIFT TAX PROVISIONS TO FEDERAL ESTATE AND GIFT TAX PROVISIONS REGARDING QUALIFIED TERMINABLE INTEREST PROPERTY, is read the first time and referred to the Committee on Finance.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Hensley, pursuant to Rule 38(a) and without objection, **H.B. 753**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW RELATING TO ACQUISITION BY THE TOWN OF CARY OF STREET RIGHT-OF-WAY OUTSIDE THE CORPORATE LIMITS, is withdrawn from the Calendar and re-referred to the Committee on Finance.

On motion of Representative Holt, consideration of **H.B. 485**, A BILL TO BE ENTITLED AN ACT TO ADOPT THE INTERNATIONAL NAVIGATION RULES AND THE INLAND NAVIGATION RULES AS THE LAW IN THIS STATE, is postponed until April 15.

On motion of Representative Jenkins, consideration of **H.J.R. 393**, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE JOHN C. CAMPBELL FOLK SCHOOL AND THE PENLAND SCHOOL OF CRAFTS AND DECLARING BOTH SCHOOLS AS NORTH CAROLINA ARTS AND CRAFTS RESOURCES, is postponed until April 22.

On motion of Representative Wilkins, consideration of **H.B. 587**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE RULE-MAKING AUTHORITY OF THE MEDICAL CARE COMMISSION FOR NURSING HOME REGULATION, is postponed until April 14.

CALENDAR

Action is taken on the following:

H.B. 166, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE YADKIN COUNTY BOARD OF EDUCATION SHALL BE ELECTED TO STAGGERED FOUR-YEAR TERMS.

On motion of Representative Holmes, the House concurs in the Senate amendment and the bill is ordered enrolled.

H.B. 167, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MEMBERS OF THE YADKIN COUNTY BOARD OF EDUCATION SHALL TAKE OFFICE ON THE FIRST MONDAY IN AUGUST AFTER THEIR ELECTION.

On motion of Representative Holmes, the House concurs in the Senate amendment and the bill is ordered enrolled.

H.B. 423, A BILL TO BE ENTITLED AN ACT DEANNEXING A CERTAIN TRACT OF PROPERTY FROM THE CITY OF BURLINGTON, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Esposito, Fitch, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hall, Hayes, Hightower, Hill, Holmes, Holt, Howard, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 102.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Berry, Diamont, Flaherty, McCombs, and P. Wilson - 6.

H.B. 430, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM VEHICLE TAX THAT CAN BE LEVIED IN THE CITY OF GREENVILLE, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Daughtry, DeVane, Dickson, Dockham, Easterling, Edwards, Esposito, Fitch, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 103.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Berry, Diamont, Flaherty, McCombs, and P. Wilson – 6.

H.B. 461, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE CITY OF LOWELL, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Esposito, Fitch, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright – 103.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Berry, Diamont, Flaherty, McCombs, and P. Wilson – 6.

S.B. 99, A BILL TO BE ENTITLED AN ACT TO TRANSFER AUTHORITY FROM THE WILDLIFE RESOURCES COMMISSION TO THE DEPARTMENT OF AGRICULTURE TO REGULATE THE PRODUCTION AND SALE OF COMMERCIALLY RAISED FRESHWATER FISH AND FRESHWATER CRUSTACEAN SPECIES, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Esposito, Fitch, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hall, Hayes, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Spears, Stamey, Stewart, Sutton, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright – 102.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Berry, Diamont, Flaherty, McCombs, and P. Wilson - 6.

Committee Substitute for **H.B. 203**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT INDIVIDUALS AND BUSINESSES ENGAGED IN THE PRACTICE OF TATTOOING OBTAIN A PERMIT FROM THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES.

On motion of the Chair, pursuant to Rule 38(a), the bill is withdrawn from the Calendar and re-referred to the Committee on Finance.

H.B. 509, A BILL TO BE ENTITLED AN ACT TO RAISE THE INHERITANCE TAX FILING THRESHOLD.

On motion of Representative Griffin, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Esposito, Fussell, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Lutz, McAllister, McCrary, McLaughlin, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 103.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Berry, Diamont, Flaherty, McCombs, and P. Wilson - 6.

H.B. 214, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE SPOUSAL DEFENSE TO A PROSECUTION FOR RAPE OR SEXUAL OFFENSE, passes its third reading, by electronic vote (101-5), and is ordered sent to the Senate.

H.B. 186, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT PUBLICLY FUNDED JOB TRAINING PROGRAMS INCLUDE HEALTH AND SAFETY TRAINING, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

House Committee Substitute for **S.B. 163**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE COMMISSIONER OF INSURANCE AND THE RATE BUREAU TO DEVELOP A PROPOSED PLAN FOR WORKERS' COMPENSATION CARRIERS LOSS CONTROL SERVICES, passes its second reading, by electronic vote (107–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

Committee Substitute for **H.B. 230**, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO REQUIRE THAT OPPORTUNITY TO BE HEARD BE PROVIDED A JUVENILE'S GUARDIAN AD LITEM PRIOR TO THE DISMISSAL OF THE PETITION ALLEGING ABUSE OR NEGLECT OF THE JUVENILE, TO ENSURE THE GUARDIAN AD LITEM'S STANDING TO REPRESENT THE JUVENILE, AND TO MAKE OTHER CHANGES NECESSARY TO PROTECT THE INTERESTS OF THE JUVENILE, passes its second reading, by electronic vote (104–1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 486, A BILL TO BE ENTITLED AN ACT TO PLACE RESTRICTIONS ON THE USE OF PERSONAL WATERCRAFT SUCH AS JET SKIS AND WATER BIKES, passes its second reading by electronic vote (106–0).

Representative Smith objects to the third reading. The bill remains on the Calendar.

H.B. 627, A BILL TO BE ENTITLED AN ACT TO IMPROVE ENFORCEMENT OF THE CHILD DAY CARE REQUIREMENTS, passes its second reading by electronic vote (102–2).

Representative Balmer objects to the third reading. The bill remains on the Calendar.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Smith withdraws his objection to the third reading on **H.B. 486**, A BILL TO BE ENTITLED AN ACT TO PLACE RESTRICTIONS ON THE USE OF PERSONAL WATERCRAFT SUCH AS JET SKIS AND WATER BIKES, and the bill is read a third time. The bill passes its third reading and is ordered sent to the Senate.

CALENDAR (continued)

H.B. 452, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE REQUIREMENTS OF THE GENERAL STATUTES PERTAINING TO IMMUNIZATIONS, passes its second reading by electronic vote (100–3).

Representative Michaux objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **H.B. 630**, A BILL TO BE ENTITLED AN ACT TO UPDATE THE CONTROLLED SUBSTANCES SCHEDULES IN ARTICLE 5 OF CHAPTER 90 OF THE GENERAL STATUTES, passes its second reading, by electronic vote (99-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute No. 2 for **H.B. 6**, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO OBSTRUCT THE LEGISLATIVE INQUIRY PROCESS, TO INTERFERE WITH CONTRACTS OF THE LEGISLATIVE BRANCH, AND TO EXCLUDE VIOLATORS FROM GOVERNMENT PROCUREMENT PROGRAMS.

Representative Gamble offers Amendment No. 1 which is adopted.

Representative B. Miller offers Amendment No. 2 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (100-5), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

INTRODUCTION OF PAGES

Pages for the week of April 12-16 are introduced to the membership. The are: Corey Alberty of Surry, Wendy Anderson of New Hanover, Brian Baker of McDowell, Ervin Brandon, III of Wake, Wesley Brandon, Jr. of Wake, Toshia Braswell of Greene, Christopher Coggins of Henderson, Hunter Corn of Cleveland, William Corn of Cleveland, William Cowan of Rutherford, Shalonda Deloatch of Northampton, Katrina Deloatch of Northampton, Cori Donaldson of Wake, Quincy Edwards of Greene, Karen Friedman of Sampson, Lashawnte' Holloman of Hertford, Jackie Hunt Kohler of Watauga, Ramon Jacobs of Robeson, Cicero Leak, III of Durham, Alesia McCormick of Robeson, Adam McLawhorn of Pitt, Anne McMullan of Alamance, Jason Morton of Onslow, Carpaccio Jones of Wayne, Loretta Peveler of Iredell, Elizabeth Hunt Sarazen of Cleveland, Paul Sarazen, IV of Cleveland, Tracie Sawyer of Wayne, Michael Scott of Rockingham, Herman Styron, Jr. of Carteret, Edward Thutt of Lenoir, Matthew Warren of Wake, Thomas Wright, II of New Hanover, and Joyce Wynne of Vance.

On motion of Representative Jack Hunt, seconded by Representative Moore, the House adjourns at 10:26 p.m. to reconvene April 13 at 1:00 p.m.

FORTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, April 13, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 12 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Berry, Diamont, Flaherty, McCombs, and G. Miller for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 99, AN ACT TO TRANSFER AUTHORITY FROM THE WILDLIFE RESOURCES COMMISSION TO THE DEPARTMENT OF AGRICULTURE TO REGULATE THE PRODUCTION AND SALE OF COMMERCIALLY RAISED FRESHWATER FISH AND FRESHWATER CRUSTACEAN SPECIES. (CHAPTER 18)

H.B. 166, AN ACT TO PROVIDE THAT THE YADKIN COUNTY BOARD OF EDUCATION SHALL BE ELECTED TO STAGGERED FOUR-YEAR TERMS. (CHAPTER 19)

H.B. 167, AN ACT TO PROVIDE THAT MEMBERS OF THE YADKIN COUNTY BOARD OF EDUCATION SHALL TAKE OFFICE ON THE FIRST MONDAY IN AUGUST AFTER THEIR ELECTION. (CHAPTER 20)

H.B. 412, AN ACT TO CHANGE THE METHOD OF ELECTING THE PERQUIMANS COUNTY BOARD OF EDUCATION TO IMPROVE THE OPPORTUNITY FOR MINORITY CITIZENS TO ELECT CANDIDATES OF THEIR CHOICE. (CHAPTER 21)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Barnes for the Committee on Education:

H.B. 581, A BILL TO BE ENTITLED AN ACT TO MAKE DIFFERENTIATED PAY AVAILABLE FOR ALL STATE-PAID PUBLIC SCHOOL EMPLOYEES, with a favorable report.

By Representative Gamble for the Permanent Subcommittee on Health Care and Access of the Standing Committee on Health and

Human Services, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 613, A BILL TO BE ENTITLED AN ACT TO ALLOW HEALTH CARE FACILITIES TO FURNISH PUBLIC HEALTH AUTHORITIES WITH PATIENT RECORDS UNDER CERTAIN CIRCUMSTANCES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 15. The original bill is placed on the Unfavorable Calendar.

By Representative Michaux for the Committee on Judiciary I:

H.B. 66, A BILL TO BE ENTITLED AN ACT TO ALLOW RESIDENTS OF THE EXTRATERRITORIAL PLANNING JURISDICTION OF A CITY TO VOTE IN ELECTIONS OF THAT CITY, with an indefinite postponement report.

By Representative Bowen for the Permanent Subcommittee on Highways:

H.B. 631, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE REGISTRATION PLATES DEPICTING WILDLIFE SPECIES IN NORTH CAROLINA, AND TO PROVIDE FOR THE DISTRIBUTION OF THE INCOME FROM THOSE PLATES, reported to the Standing Committee on Transportation, with a favorable recommendation as to proposed committee substitute bill, unfavorable as to original bill.

By Representative Hightower for the Committee on State Government:

H.B. 490, A BILL TO BE ENTITLED AN ACT TO CHANGE THE NAME OF THE STATE INDIAN HOUSING AUTHORITY TO THE INDIAN HOUSING AUTHORITY, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 15. The original bill is placed on the Unfavorable Calendar.

H.B. 568, A BILL TO BE ENTITLED AN ACT TO REQUIRE TAXPAYER IDENTIFICATION NUMBERS BE SHOWN ON ALL VENDOR INVOICES TO THE STATE AND STATE AGENCIES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 15. The original bill is placed on the Unfavorable Calendar.

By Representative James for the Committee on Agriculture:

H.B. 446, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR INSPECTION AND GRADING OF FARM PRODUCTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 567, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ISSUANCE OF REPLACEMENT DATA PLATES FOR LP-GAS TANKS AND TO PROVIDE FOR CIVIL PENALTIES FOR VIOLATIONS OF LAW REGARDING LP-GAS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 37, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MEMBERSHIP OF THE AGRICULTURE AND FORESTRY AWARENESS STUDY COMMISSION, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Cole, Bowman, Jeffus, and McLawhorn:

H.B. 905, A BILL TO BE ENTITLED AN ACT TO INSURE THAT CONSUMERS HAVE THE RIGHT TO SELECT THE PHARMACY OF THEIR CHOICE, is referred to the Committee on Health and Human Services.

By Representatives Ellis, Arnold, Balmer, Berry, Brawley, J. Brown, Church, Crawford, Culp, Cummings, Daughtry, Decker, Dickson, Dockham, Edwards, Esposito, Flaherty, Fussell, Gardner, Grady, Gray, Hayes, Hensley, Howard, Ives, Joye, Justus, Kuczmarski, Lemmond, McCombs, Miner, Mitchell, Moore, Nichols, J. Preston, Russell, Stewart, Weatherly, C. Wilson, P. Wilson, and Wood:

H.B. 906, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE COST OF COLLECTING CHILD SUPPORT ARREARAGES THROUGH THE SETOFF DEBT COLLECTION ACT SHALL NOT BE DEDUCTED FROM THE ARREARAGES, is referred to the Committee on Judiciary III.

By Representative B. Miller:

H.B. 907, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE LICENSING AND REGULATION OF PREFERRED PROVIDER ORGANIZATIONS, EXCLUSIVE PROVIDER PANELS, AND OTHER MANAGED CARE OPERATIONS, is referred to the Committee on Health and Human Services.

By Representative Michaux:

H.B. 908, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES THAT ADDRESS SUITS BROUGHT BY PAUPERS AND APPEALS PROSECUTED BY PAUPERS, is referred to the Committee on Judiciary I.

By Representatives Michaux and Luebke:

H.B. 909, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE CAROLINA THEATRE PROJECT IN DURHAM, is referred to the Committee on Appropriations.

By Representatives Stamey, Black, and Gamble:

H.B. 910, A BILL TO BE ENTITLED AN ACT REGULATING THE PRACTICE OF MASSAGE THERAPY, is referred to the Committee on Judiciary III.

By Representative Stamey:

H.B. 911, A BILL TO BE ENTITLED AN ACT TO EXPAND THE PROPERTY TAX EXEMPTION FOR COMPUTER SOFTWARE, is referred to the Committee on Finance.

By Representative G. Miller:

H.B. 912, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA RULES OF CIVIL PROCEDURE TO PROVIDE THAT NOTICE OF THE MANNER OF SERVICE OF PROCESS SHALL BE FILED WHEN SERVICE IS MADE OTHER THAN BY PERSONAL DELIVERY, is referred to the Committee on Judiciary I.

By Representative G. Miller:

H.B. 913, A BILL TO BE ENTITLED AN ACT TO ALLOW A JUDGE, IN ACTIONS WHERE THE DAMAGE AWARD THAT THE JURY RETURNS IS DOUBLED OR TREBLED, TO, IN HIS DISCRETION, CHARGE OR INSTRUCT THE JURY ACCORDINGLY, is referred to the Committee on Judiciary I.

By Representative G. Miller:

H.B. 914, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA STATE BOARD OF DENTAL EXAMINERS TO COLLECT A SPECIAL FEE FROM NORTH CAROLINA LICENSED DENTISTS, WITH THE RESULTING FUNDS TO BE USED TO PAY EXPENSES OF NEWLY AUTHORIZED STATE-SANCTIONED PEER REVIEW ORGANIZATIONS TO OPERATE PROGRAMS FOR IMPAIRED DENTISTS, is referred to the Committee on State Government.

By Representatives Griffin and Bowman:

H.B. 915, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A METHOD FOR PARENTS TO AUTHORIZE CONSENT BY ANOTHER FOR HEALTH CARE FOR THE PARENTS' MINOR CHILD, is referred to the Committee on Judiciary II.

By Representatives Ramsey, Beall, and Jenkins:

H.B. 916, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO LINK WESTERN CAROLINA UNIVERSITY WITH THE MCNC COMMUNICATIONS NETWORK, is referred to the Committee on Appropriations.

By Representatives Ramsey and Beall:

H.B. 917, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS AT SOUTHWESTERN COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representatives Ramsey, Beall, and Jenkins:

H.B. 918, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS AT WESTERN CAROLINA UNIVERSITY, is referred to the Committee on Appropriations.

By Representatives R. Thompson and Bowman:

H.B. 919, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE NEED FOR A PROPERTY OWNERS' ASSOCIATION ACT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Redwine, Alphin, Arnold, Baddour, Black, Bowman, Braswell, Brawley, J. Brown, Culp, Daughtry, Decker, Dickson, Dockham, Flaherty, Gottovi, Griffin, Hensley, Hill, Holmes, Joye, Kuczmarski, Lemmond, McLaughlin, Mitchell, Morgan, Nichols, Nye, C. Preston, Robinson, Rogers, Smith, Sutton, Weatherly, Wilkins, C. Wilson, Wood, and Wright:

H.B. 920, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE REDUCTION OF THE STATE UNEMPLOYMENT INSURANCE TAX RATE UNDER CERTAIN CIRCUMSTANCES, is referred to the Committee on Business and Labor.

By Representatives Gottovi, Colton, DeVane, Hightower, James, Jenkins, Redwine, Richardson, Sutton, R. Thompson, Wainwright, and Wright:

H.B. 921, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISPOSAL OF PLASTICS AND OTHER SOLID WASTE IN THE MARINE WATERS OF THIS STATE, is referred to the Committee on Environment.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 125,** A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PURCHASE MONEY SECURITY INTEREST CONTINUES WHEN THE UNDERLYING AGREEMENT IS MODIFIED WITH SAME CREDITOR AND APPLICATION OF PAYMENTS IN A CONSUMER CREDIT SALE IS ON THE BASIS THAT THE FIRST PAYMENTS SHALL BE APPLIED TO THE FIRST PURCHASE TO SATISFY THAT AND OTHER DEBTS ACCORDINGLY, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 130**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE DISTRIBUTION OF THE PROFITS FROM THE CITY OF MONROE ABC SYSTEM, is read the first time and referred to the Committee on Judiciary I.

S.B. 509, A BILL TO BE ENTITLED AN ACT TO ADD THE SECRETARY OF STATE AS A MEMBER OF THE ECONOMIC DEVELOPMENT BOARD, is read the first time and referred to the Committee on Business and Labor.

S.B. 510, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE SEPARATE ELECTION OF THE MAYOR OF CONNELLY SPRINGS, is read the first time and referred to the Committee on Local and Regional Government II.

S.B. 551, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 1073 OF THE 1959 SESSION LAWS TO PROVIDE THAT THE SHERIFF ISSUE DUPLIN COUNTY WEAPON PERMITS, is read the first time and referred to the Committee on Local and Regional Government I.

CALENDAR

Action is taken on the following:

H.B. 461, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE CITY OF LOWELL, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Bowen, Bowie, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Crawford, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Esposito, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Miner, Mitchell, Morgan, Nichols, Oldham, C. Preston, J. Preston, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stewart, Sutton, G. Thompson, R. Thompson, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 96.

Voting in the negative: None.

Excused absences: Representatives Berry, Diamont, Flaherty, McCombs, and G. Miller - 5.

Committee Substitute for **H.B. 436**, A BILL TO BE ENTITLED AN ACT TO ALLOW NEW HANOVER COUNTY AND THE TOWN OF CAPE CARTERET TO REGULATE THE OPERATION OF PERSONAL WATERCRAFT, passes its second reading, by electronic vote (97-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 509, A BILL TO BE ENTITLED AN ACT TO RAISE THE INHERITANCE TAX FILING THRESHOLD.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Bowie, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Miner, Mitchell, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stewart, Sutton, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 103.

Voting in the negative: None.

Excused absences: Representatives Berry, Diamont, Flaherty, McCombs, and G. Miller - 5.

Committee Substitute for **H.B. 547**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE NORTH CAROLINA SEAFOOD INDUSTRIAL PARK AUTHORITY MAY CHARGE FEES FOR ITS SERVICES OR FOR THE USE OF ITS FACILITIES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Barbee, Barnes, Beall, Bowen, Bowie, Bowman, Braswell, Brawley, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Miner, Mitchell, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Spears, Stamey, Stewart, Sutton, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 101.

Voting in the negative: Representative Balmer.

Excused absences: Representatives Berry, Diamont, Flaherty, McCombs, and G. Miller - 5.

H.B. 452, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE REQUIREMENTS OF THE GENERAL STATUTES PERTAINING TO IMMUNIZATIONS.

Representative Michaux offers Amendment No. 1 which is adopted by electronic vote (99-5).

Representative Decker offers Amendment No. 2.

Representative Decker calls the previous question on the amendment and the call is sustained.

Amendment No. 2 fails of adoption by electronic vote (51-56).

The bill, as amended, passes its third reading, by electronic vote (102-5), and is ordered engrossed and sent to the Senate.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Redwine and without objection, **H.B. 467**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE REQUIREMENT THAT THE REGISTER OF DEEDS PROVIDE THE COUNTY COMMISSIONERS WITH A JUSTIFICATION FOR HAVING A SECOND DEPUTY, is withdrawn from the Calendar and placed on the Calendar of April 15.

CALENDAR (continued)

H.B. 627, A BILL TO BE ENTITLED AN ACT TO IMPROVE ENFORCEMENT OF THE CHILD DAY CARE REQUIREMENTS, passes its third reading, by electronic vote (96-2), and is ordered sent to the Senate.

H.J.R. 680, A JOINT RESOLUTION HONORING THE LATE GOVERNOR MELVILLE BROUGHTON ON THE FIFTIETH ANNIVERSARY OF THE NORTH CAROLINA CENTER FOR APPLIED TEXTILE TECHNOLOGY, passes its second reading, by electronic vote (97-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 508, A BILL TO BE ENTITLED AN ACT TO CHANGE THE CERTIFICATION PERIOD OF EMERGENCY MEDICAL TECHNICIANS FROM TWO YEARS TO FOUR YEARS, passes its second reading, by electronic vote (102-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 602, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE TRAUMA SYSTEM ACT OF 1993, passes its second reading, by electronic vote (100-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.B. 463, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SPACE WITHIN A COSMETIC ART SHOP RENTED BY AN INDEPENDENT CONTRACTOR IS NOT A SEPARATE COSMETIC ART SHOP AND TO REQUIRE THAT OWNERS LIST ALL COSMETOLOGISTS PRACTICING IN THEIR COSMETIC ART SHOP, passes its second reading by electronic vote (108-0).

Representative Cunningham objects to the third reading. The bill remains on the Calendar.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Morgan and without objection, Committee Substitute for **H.B. 215**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SPACE WITHIN A COSMETIC ART SHOP RENTED BY AN INDEPENDENT CONTRACTOR IS NOT A SEPARATE COSMETIC ART SHOP AND TO REQUIRE THAT OWNERS LIST ALL COSMETOLOGISTS PRACTICING IN THEIR COSMETIC ART SHOP, is withdrawn from the Calendar and placed on the Calendar of April 27.

CALENDAR (continued)

H.B. 728, A BILL TO BE ENTITLED AN ACT TO MAKE THE WEARING OF SEAT BELTS ADMISSIBLE IN CRIMINAL PROCEEDINGS.

On motion of Representative Flaherty, the bill is temporarily displaced.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Beall and without objection, **H.B. 383**, A BILL TO BE ENTITLED AN ACT TO ADOPT FOLKMOOT USA AS NORTH CAROLINA'S OFFICIAL INTERNATIONAL FOLK FESTIVAL, is withdrawn from the Calendar and placed on the Calendar of April 15.

CALENDAR (continued)

Committee Substitute No. 2 for **H.B. 49**, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHO SHALL BE ENTITLED TO THE PRIVILEGES AND ADVANTAGES OF THE PUBLIC SCHOOLS, WHO SHALL PAY TUITION, AND TO CREATE AN EDUCATION POWER OF ATTORNEY.

Representative Barnes offers Amendment No. 1 which is adopted.

Representative Hall offers Amendment No. 2.

A division having been called, Amendment No. 2 fails of adoption by electronic vote (28-68).

Representative Jack Hunt inquires if, pursuant to Rule 38(a), the bill should be referred to the Committee on Finance. The Speaker rules that the bill should be referred to the Committee on Finance.

The bill is ordered engrossed and re-referred to the Committee on Finance.

REMOVAL OF OBJECTION TO THIRD READING

Representative Cunningham withdraws his objection to the third reading of **S.B. 463**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SPACE WITHIN A COSMETIC ART SHOP RENTED BY AN INDEPENDENT CONTRACTOR IS NOT A SEPARATE COSMETIC ART SHOP AND TO REQUIRE THAT OWNERS LIST ALL COSMETOLOGISTS PRACTICING IN THEIR COSMETIC ART SHOP.

The bill passes its third reading and is ordered enrolled.

RE-REFERRAL

On motion of Representative Mavretic and without objection, **H.B. 560**, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES PERTAINING TO PUBLIC HEALTH REMEDIES, is withdrawn from the Committee on Health and Human Services and re-referred to the Committee on Judiciary I.

SUBCOMMITTEE REFERRALS

Representative Redwine, Chair for the Standing Committee on Business and Labor, refers:

H.B. 382, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES REGULATING PROFESSIONAL ENGINEERS, to the Permanent Subcommittee on Travel and Tourism.

H.B. 524, A BILL TO BE ENTITLED AN ACT TO PERMIT CHILDREN UNDER SIXTEEN YEARS OF AGE TO BE EMPLOYED BY THEIR PARENTS ON THE PREMISES OF A BUSINESS HOLDING AN ABC PERMIT, to the Permanent Subcommittee on Travel and Tourism.

H.B. 556, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE UNIFORM BOILER AND PRESSURE VESSEL ACT, to the Permanent Subcommittee on Travel and Tourism.

H.B. 474, A BILL TO BE ENTITLED AN ACT TO ENLARGE THE PURPOSES OF THE NORTH CAROLINA SEAFOOD INDUSTRIAL PARK AUTHORITY TO INCLUDE THE PROMOTION OF GENERAL MARITIME ACTIVITIES, to the Permanent Subcommittee on Economic Expansion and Growth.

H.B. 585, A BILL TO BE ENTITLED AN ACT TO MAKE STATEWIDE CERTAIN HOUSING CODE LEGISLATION THAT NOW APPLIES ONLY TO LARGER JURISDICTIONS, to the Permanent Subcommittee on Economic Expansion and Growth.

H.B. 724, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF COMMERCE TO PREPARE AND UPDATE ANNUALLY A COMPREHENSIVE STRATEGIC

ECONOMIC DEVELOPMENT PLAN FOR THE STATE OF NORTH CAROLINA, to the Permanent Subcommittee on Economic Expansion and Growth.

H.B. 476, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CONTROLLED SUBSTANCE EXAMINATION REGULATION ACT, to the Permanent Subcommittee on Labor Relations and Employment.

H.B. 504, A BILL TO BE ENTITLED AN ACT TO CLARIFY RECORD PROTECTION DURING ONGOING OSHA INVESTIGATIONS, to the Permanent Subcommittee on Labor Relations and Employment.

H.B. 561, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE MANNER IN WHICH WAGES MUST BE PAID TO EMPLOYEES, AND TO CLARIFY EXEMPTIONS UNDER THE WAGE AND HOUR ACT, to the Permanent Subcommittee on Labor Relations and Employment.

H.B. 592, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE FEES TO COVER TRAVEL AND TIME COSTS OF LABOR INSPECTORS UNDER CERTAIN CIRCUMSTANCES, to the Permanent Subcommittee on Labor Relations and Employment.

H.B. 599, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENT OF NOTICE TO EMPLOYEES ABOUT WAGE AND HOUR TERMS OF EMPLOYMENT, to the Permanent Subcommittee on Labor Relations and Employment.

H.B. 670, A BILL TO BE ENTITLED AN ACT TO ENACT THE WORKFORCE PREPAREDNESS ACT, AND TO MAKE CONFORMING CHANGES TO THE GENERAL STATUTES, to the Permanent Subcommittee on Labor Relations and Employment.

CONFERENCE REPORT

Representative Cole sends forth a Conference Report for House Committee Substitute for **S.B. 699**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORITY OF DAVIE AND ROCKINGHAM COUNTIES TO UNDERTAKE LOCAL DEVELOPMENT ACTIVITIES, and, pursuant to Rule 44(d), the Conference Report is placed on the Calendar of April 14.

On motion of Representative Jack Hunt, seconded by Representative Ives, the House adjourns at 3:18 p.m. to reconvene April 14 at 2:00 p.m.

FORTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, April 14, 1993

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 13 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhill, Diamont, Fitch, Gray, McCombs, G. Miller, P. Wilson, and Wood for today.

ENROLLED BILL

The following is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 463, AN ACT TO PROVIDE THAT SPACE WITHIN A COSMETIC ART SHOP RENTED BY AN INDEPENDENT CONTRACTOR IS NOT A SEPARATE COSMETIC ART SHOP AND TO REQUIRE THAT OWNERS LIST ALL COSMETOLOGISTS PRACTICING IN THEIR COSMETIC ART SHOP. (CHAPTER 22)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Michaux for the Committee on Judiciary I:

H.B. 141, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ACCESS TO INFORMATION RELEVANT TO NONCRIMINAL VIOLATIONS OF THE LAW FROM THE POLICE INFORMATION NETWORK, with a favorable report.

H.B. 437, A BILL TO BE ENTITLED AN ACT TO GRANT STATUTORY POWERS TO TRUSTEES UNDER EXPRESS TRUST INSTRUMENTS, with a favorable report, as amended.

H.B. 519, A BILL TO BE ENTITLED AN ACT TO ELIMINATE ANY AMBIGUITY AS TO THE SCOPE OF INSPECTIONS OF THE BOARD OF MORTUARY AFFAIRS, with a favorable report, as amended.

By Representative R. Thompson for the Committee on Local and Regional Government I:

H.B. 506, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE TRANSFER OF REGISTERED VOTERS, WHO RESIDE IN ORANGE COUNTY AND WITHIN THE CITY LIMITS OF THE CITY OF DURHAM, FROM THE DURHAM COUNTY BOARD OF ELECTIONS TO THE ORANGE COUNTY BOARD OF ELECTIONS, with a favorable report.

H.B. 507, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO AUTHORIZE THE

CITY COUNCIL TO REQUIRE OWNERS OF RENTAL PROPERTY WITHIN THE CITY TO AUTHORIZE AN AGENT TO ACCEPT SERVICE OF PROCESS, with a favorable report.

H.B. 553, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF GASTONIA TO PROVIDE FOR TWO-YEAR TERMS FOR COUNCIL MEMBERS AND TO PROVIDE THAT THE MAYOR, COUNCIL, AND COUNCIL MEMBERS MAY ONLY DIRECT THE ACTIVITIES OF CITY EMPLOYEES THROUGH THE CITY MANAGER, with a favorable report.

H.B. 575, A BILL TO BE ENTITLED AN ACT TO ALLOW THE GASTONIA CITY COUNCIL TO DELEGATE CERTAIN REZONING AUTHORITY TO THE GASTONIA PLANNING COMMISSION, with a favorable report.

H.B. 678, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF WAKE FOREST, with a favorable report.

H.B. 731, A BILL TO BE ENTITLED AN ACT TO REPEAL AN ACT TO PREVENT THE OPERATION OF LOUDSPEAKERS, AMPLIFYING SYSTEMS, AND PUBLIC ADDRESS SYSTEMS IN CABARRUS COUNTY, with a favorable report.

H.B. 739, A BILL TO BE ENTITLED AN ACT TO EXEMPT CATAWBA COUNTY FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING ZONING ORDINANCES FOR WATER SUPPLY WATERSHED PROTECTION, with a favorable report.

H.B. 799, A BILL TO BE ENTITLED AN ACT TO EXEMPT BURKE COUNTY AND THE MUNICIPALITIES THEREIN FROM CERTAIN ZONING NOTICE REQUIREMENTS, with a favorable report.

H.B. 828, A BILL TO BE ENTITLED AN ACT TO REPEAL OBSOLETE PROVISIONS OF THE CHARTER OF THE CITY OF ASHEVILLE, with a favorable report.

By Representative R. Hunter for the Committee on Judiciary II:

S.B. 221, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A JUDICIAL OFFICIAL IN A NONCAPITAL CASE TO CONDUCT A PRETRIAL RELEASE PROCEEDING, FIRST APPEARANCE, OR AN ARRAIGNMENT BY A TWO-WAY AUDIO AND VIDEO PROCEEDING, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for April 19. The original bill is placed on the Unfavorable Calendar.

By Representative Kennedy for the Committee on Courts and Justice:

H.B. 543, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ACCRUAL OF INTEREST ON DAMAGES AWARDED

UNDER THE STATE TORT CLAIMS ACT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 19. The original bill is placed on the Unfavorable Calendar.

H.B. 545, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GENERAL STATUTES COMMISSION TO MAKE TECHNICAL AMENDMENTS REGARDING THE RENUNCIATION OF PROPERTY, with a favorable report.

By Representative James for the Committee on Agriculture:

H.B. 297, A BILL TO BE ENTITLED AN ACT TO REQUIRE A LICENSE TO SELL FISH TAKEN FROM COASTAL FISHING WATERS AND TO AMEND OTHER MARINE FISHERIES STATUTES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Hensley for the Committee on Judiciary III:

H.B. 231, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO REQUIRE THAT JUVENILE RECORDS BE AVAILABLE FOR SENTENCING, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 19. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 503**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A LAW ENFORCEMENT OFFICER MAY CARRY A CONCEALED WEAPON WHEN OFF-DUTY IN NORTH CAROLINA, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for April 19. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Beall for the Permanent Subcommittee on Labor Relations and Employment of the Standing Committee on Business and labor, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 187, A BILL TO BE ENTITLED AN ACT REQUIRING CERTAIN DETAIL IN THE DECISIONS AND REPORTS OF THE OSHA REVIEW BOARD, with a favorable report, as amended.

By Representative Luebke for the Permanent Subcommittee on Public Transportation of the Standing Committee on Transportation,

with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 618, A BILL TO BE ENTITLED AN ACT TO EXTEND THE EXEMPTION FOR REAL ESTATE ACQUIRED BY THE DEPARTMENT OF TRANSPORTATION FROM THE REQUIREMENT THAT IT BE APPRAISED BY LICENSED OR CERTIFIED APPRAISERS WHEN THE ESTIMATED VALUE OF THE REAL ESTATE IS LESS THAN TEN THOUSAND DOLLARS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 19. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives R. Hunter, Bowman, Church, Flaherty, and Ives:

H.B. 922, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RULES ADOPTED BY THE COMMISSION FOR HEALTH SERVICES PERTAINING TO PUBLIC SWIMMING POOLS AND WATERSLIDES APPLY TO POOLS AND WATERSLIDES CONSTRUCTED OR REMODELED ON OR AFTER A CERTAIN DATE, is referred to the Committee on Judiciary II.

By Representatives R. Hunter, Alexander, Baddour, Church, Daughtry, Flaherty, Griffin, Hensley, Lee, Moore, Redwine, Sutton, and Wilkins:

H.B. 923, A BILL TO BE ENTITLED AN ACT TO PERMIT THE ORGANIZATION AND OPERATION OF LIMITED LIABILITY COMPANIES, is referred to the Committee on Judiciary II.

By Representative Hackney:

H.B. 924, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CERTIFICATION OF PROPERTY MAPPERS, is referred to the Committee on Judiciary I.

By Representatives Hackney and Barnes:

H.B. 925, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A RECORDING STUDIO IN THE TOWN OF CHAPEL HILL WHERE BOOKS CAN BE RECORDED FOR THE BLIND, is referred to the Committee on Appropriations.

By Representatives Hackney and Barnes:

H.B. 926, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF HILLSBOROUGH FOR REMOVAL OF DEBRIS AND TRASH FROM THE RECENT TORNADO, is referred to the Committee on Appropriations.

By Representatives Hackney and Barnes:

H.B. 927, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR IMPROVEMENTS AT THE OLD CHAPEL HILL CEMETERY, is referred to the Committee on Appropriations.

By Representatives McLaughlin, Black, Cummings, DeVane, Lemmond, and Smith:

H.B. 928, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING LAW ENFORCEMENT DISABILITY RETIREMENT, is referred to the Committee on Pensions and Retirement.

By Representative Barnes:

H.B. 929, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA PRACTICING PSYCHOLOGIST LICENSING ACT, is referred to the Committee on State Government.

By Representative Holt:

H.B. 930, A BILL TO BE ENTITLED AN ACT TO RESTORE THE PROVISION FOR PURCHASE OF OUT-OF-STATE SERVICE IN THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM AND THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, is referred to the Committee on Pensions and Retirement.

By Representatives Holt, Cummings, Gist, Hensley, and Jeffus:

H.B. 931, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE JUDICIAL DEPARTMENT TO TRANSFER FUNDS FROM THE SPECIAL CAPITAL CASE REHEARING FUND TO THE INDIGENT PERSONS' ATTORNEY FEE FUND, is referred to the Committee on Appropriations.

By Representatives Russell, Baddour, and Braswell:

H.B. 932, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DEPARTMENT OF TRANSPORTATION SHALL PAY FOR THE NONBETTERMENT RELOCATION OF SANITARY DISTRICT UTILITIES, is referred to the Committee on Transportation.

By Representative Robinson:

H.B. 933, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE USE OF PRINTING FACILITIES IN NORTH CAROLINA BY PROVIDING THAT AN OUT-OF-STATE ENTITY WHO CONTRACTS WITH A NORTH CAROLINA PRINTER IS NOT DOING BUSINESS IN NORTH CAROLINA FOR TAX PURPOSES INCIDENT TO PRINTING, is referred to the Committee on Judiciary II.

By Representative Gist:

H.B. 934, A BILL TO BE ENTITLED AN ACT CONCERNING SCHOOL FUNDING IN GUILFORD COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Hightower:

H.B. 935, A BILL TO BE ENTITLED AN ACT TO DELETE THE REFERENCES TO THE DEPARTMENT OF PUBLIC EDUCATION, is referred to the Committee on Education.

By Reprsentatives Richardson, Baddour, Bowman, Cole, Cummings, DeVane, Flaherty, Gottovi, Hensley, Kinney, Kuczmarski, Lemmond, McAllister, Smith, Spears, Warner, and Wright:

H.B. 936, A BILL TO BE ENTITLED AN ACT TO EXPAND THE PROPERTY TAX EXEMPTION FOR NONPROFIT ORGANIZATIONS PROVIDING LOW AND MODERATE INCOME HOUSING TO INCLUDE REAL PROPERTY HELD AS A SITE FOR FUTURE LOW AND MODERATE INCOME HOUSING OR HELD FOR SALE TO PROVIDE FUNDS FOR LOW AND MODERATE INCOME HOUSING, is referred to the Committee on Finance.

By Representatives Hackney, Bowman, and Flaherty:

H.B. 937, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE PARTIES TO A CLAIM FOR EQUITABLE DISTRIBUTION TO EXCHANGE AN INVENTORY AFFIDAVIT, is referred to the Committee on Judiciary I.

By Representatives Nesbitt and Barnes (Co-Sponsors); Bowman, Cummings, and Smith:

H.B. 938, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO REPORT ON THE NATIONAL BOARD FOR PROFESSIONAL TEACHING STANDARDS' PROGRAM FOR IDENTIFYING HIGHLY PROFESSIONAL TEACHERS AND RECOMMEND A PLAN FOR PROVIDING MONETARY INCENTIVES FOR TEACHERS TO PARTICIPATE IN THAT PROGRAM, is referred to the Committee on Education.

By Representatives Ellis and Bowman:

H.B. 939, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ALL STATE CERTIFIED LAW ENFORCEMENT OFFICERS TO ARREST FOR DRUG OFFENSES, is referred to the Committee on Juidiciary II.

By Representatives Ellis, Cummings, and Flaherty:

H.B. 940, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT THAT MAY BE IN CONTROVERSY IN SMALL CLAIMS COURT, is referred to the Committee on Judiciary II.

By Representatives Gamble, Alexander, Cummings, Dickson, Gottovi, Green, and Russell:

H.B. 941, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE REGULATED ARRANGEMENTS AMONG HEALTH CARE PROVIDERS WHEN THE ARRANGEMENT WILL HELP CONTROL COSTS, IMPROVE ACCESS, IMPROVE QUALITY, OR IMPLEMENT MANDATED HEALTH CARE REFORMS, is referred to the Committee on Health and Human Services.

By Representatives Gamble and Joye:

H.B. 942, A BILL TO BE ENTITLED AN ACT TO AMEND THE CAMPAIGN REPORTING ACT TO REQUIRE DISCLOSURE OF FINANCIAL RECORDS OF NONPARTISAN AND BIPARTISAN FUNCTIONS FOR OR BY ELECTED OFFICIALS, is referred to the Committee on Judiciary I.

By Representatives Baddour, Alphin, Arnold, Bowen, Bowman, Braswell, D. Brown, Creech, Cummings, Fitch, Gottovi, Mavretic, McLawhorn, Mercer, J. Preston, Rogers, Russell, Smith, Stamey, Wainwright, and Wright:

H.B. 943, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES THAT WILL DERIVE ECONOMIC BENEFITS FROM THE NORTH CAROLINA GLOBAL TRANSPARK TO FORM A GLOBAL TRANSPARK DEVELOPMENT ZONE TO PROMOTE ECONOMIC DEVELOPMENT OF, AND TO ENCOURAGE INFRASTRUCTURE CONSTRUCTION IN, THE COUNTIES OF THE ZONE, is referred to the Committee on Judiciary III.

By Representatives Baddour, Alexander, and Griffin:

H.B. 944, A BILL TO BE ENTITLED AN ACT TO RAISE THE LIMIT ON THE AMOUNT RECOVERED IN A WRONGFUL DEATH ACTION THAT IS LIABLE FOR THE PAYMENT OF HOSPITAL AND MEDICAL EXPENSES OF THE DECEDENT, is referred to the Committee on Judiciary III.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 227, A BILL TO BE ENTITLED AN ACT TO BAN CORPORAL PUNISHMENT FROM CERTAIN "NON-REGISTERED" DAY CARE THAT RECEIVES REIMBURSEMENT FROM THE STATE, is read the first time and referred to the Committee on Children, Youth and Families.

S.B. 248, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT FORMER LEGISLATORS WAIT TWO YEARS BEFORE SERVING ON THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, is read the first time and referred to the Committee on Education.

Committee Substitute for **S.B. 470**, A BILL TO BE ENTITLED AN ACT TO EXEMPT JOINT MUNICIPAL POWER AGENCIES FROM

THE STATE BIDDING LAWS IN THE CONSTRUCTION OF ELECTRIC GENERATION AND TRANSMISSION PROJECTS, is read the first time and referred to the Committee on Public Utilities.

S.B. 546, A BILL TO BE ENTITLED AN ACT TO PLACE THE SUPERINTENDENT OF PUBLIC INSTRUCTION ON THE COMMISSION ON CHILDREN WITH SPECIAL NEEDS, is read the first time and referred to the Committee on Education.

Committee Substitute for **S.B. 574**, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES RELATING TO INSURANCE PREMIUM FINANCING, is read the first time and referred to the Committee on Insurance.

CALENDAR

Action is taken on the following:

CONFERENCE REPORT

Representative Hackney moves the adoption of the following Conference Report.

House Committee Substitute for S.B. 699

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on House Committee Substitute for **S.B. 699** (Second Edition), A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORITY OF DAVIE AND ROCKINGHAM COUNTIES TO UNDERTAKE LOCAL DEVELOPMENT ACTIVITIES,

wish to report as follows:

The Senate concurs in House Committee Substitute for Senate Bill 699 (Second Edition) with the following amendment:

on page 4, line 11, by rewriting that line to read:

"Sec. 3. This act is effective upon ratification."

And the House concurs in this amendment.

To this end the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 14th day of April, 1993.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Alexander P. Sands, III	S/ Joe Hackney
S/ Fred Folger, Jr.	S/ Milton F. Fitch, Jr.
S/ Roy A. Cooper, III	S/ Josephus L. Mavretic
	S/ Julia C. Howard
	S/ J. Fred Bowman
	S/ Nelson Cole

The Conference Report is adopted, by electronic vote (101-0), and the Senate is so notified by Special Message.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
April 14, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees on **S.B. 699**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORITY OF ROCKINGHAM COUNTY TO UNDERTAKE LOCAL DEVELOPMENT ACTIVITIES, which changes the title, upon adoption, to read House Committee Substitute for **S.B. 699**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORITY OF DAVIE AND ROCKINGHAM COUNTIES TO UNDERTAKE LOCAL DEVELOPMENT ACTIVITIES, to the end that when a similar action has been taken on the part of your Honorable Body, the President will order the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

REPRESENTATIVE JACK HUNT, PRESIDING.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Hensley and without objection, **H.B. 229**, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION ADDING TRAINING SCHOOLS TO THE COMMITMENT OPTIONS WHEN COMMITMENT OF A JUVENILE FOR THIRTY DAYS OR LESS IS ORDERED, is withdrawn from the Calendar and placed on the Calendar of April 19.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative Barnes for the Committee on Education:

H.B. 7, A BILL TO BE ENTITLED AN ACT TO IMPROVE EDUCATIONAL OPPORTUNITIES FOR NORTH CAROLINIANS, with a favorable report and recommendatin that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 400, A BILL TO BE ENTITLED AN ACT TO MAKE THE CALCULATION FOR SCHOOLS OF FUND BALANCE AVAILABLE FOR APPROPRIATION THE SAME AS THE CALCULATION FOR OTHER LOCAL GOVERNMENTS, with a favorable report.

SUBCOMMITTEE REFERRALS

Representative Barnes, Chair for the Standing Committee on Education, refers:

H.B. 227, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE COMPULSORY ATTENDANCE LAW, to the Permanent Subcommittee on Pre-School, Elementary and Secondary Education.

H.B. 269, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO REQUIRE TEACHERS TO TAKE COURSES IN THEIR CONTENT AREA, to the Permanent Subcommittee on Pre-School, Elementary and Secondary Education.

H.B. 287, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING PUBLIC SCHOOL STAFF DEVELOPMENT, to the Permanent Subcommittee on Pre-School, Elementary and Secondary Education.

H.B. 562, A BILL TO BE ENTITLED AN ACT TO PERMIT TEACHERS TO CONVERT SOME ANNUAL LEAVE DAYS LOST DUE TO STAFF DEVELOPMENT AND TRAINING ACTIVITIES TO SICK LEAVE, to the Permanent Subcommittee on Pre-School, Elementary and Secondary Education.

H.B. 106, A BILL TO BE ENTITLED AN ACT TO ESTABLISH AND APPROPRIATE FUNDS FOR NEED-BASED CYTOTECHNOLOGY SCHOLARSHIPS, AND TO DIRECT THE OFFICE OF STATE PERSONNEL TO REVIEW STATE CYTOTECHNOLOGIST SALARIES, to the Permanent Subcommittee on Community Colleges and Universities.

CALENDAR (continued)

Committee Substitute for **H.B. 547**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE NORTH CAROLINA SEAFOOD INDUSTRIAL PARK AUTHORITY MAY CHARGE FEES FOR ITS SERVICES OR FOR THE USE OF ITS FACILITIES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Berry, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Crawford, Culp, Cummings, Cunningham, Decker, DeVane, Dockham, Easterling, Ellis, Esposito, Flaherty, Fussell, Gardner, Gottovi, Grady, Griffin, Hall, Hayes, Hightower, Hill, Holmes, Howard, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, Miner, Mitchell, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Sutton, Tallent, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wright - 87.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Diamont, Fitch, Gray, McCombs, G. Miller, P. Wilson, and Wood - 8.

H.B. 728, A BILL TO BE ENTITLED AN ACT TO MAKE THE WEARING OF SEAT BELTS ADMISSIBLE IN CRIMINAL PROCEEDINGS.

Representative Flaherty offers Amendment No. 1 which is adopted by electronic vote (58–43).

The bill, as amended, passes its second reading by electronic vote (97–3).

Representative Hackney objects to the third reading. The bill remains on the Calendar.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate.

S.J.R. 522, A JOINT RESOLUTION HONORING THE LIFE, SERVICE, AND MEMORY OF JOHN C. KESLER.

On motion of Representative Gardner, Rule 32 is suspended and the resolution is placed before the House for immediate consideration.

The resolution passes its second reading, by electronic vote (102–0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from permanent subcommittee is presented:

By Representative Green for the Permanent Subcommittee on Human Services of the Standing Committee on Health and Human Services, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 365, A BILL TO BE ENTITLED AN ACT TO REQUIRE PUBLIC SCHOOL CHILDREN TO RECEIVE A HEALTH ASSESSMENT BEFORE ENTRY INTO KINDERGARTEN, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 19. The original bill is placed on the Unfavorable Calendar.

CALENDAR (continued)

Committee Substitute for **H.B. 318,** A BILL TO BE ENTITLED AN ACT TO ADOPT THE HERTFORD COUNTY WATERMELON FESTIVAL AND THE FAIR BLUFF WATERMELON FESTIVAL AS THE OFFICIAL NORTH CAROLINA WATERMELON FESTIVALS, passes its second reading, by electronic vote (93–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 102**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE LOCAL BOARDS OF EDUCATION TO USE THE ENERGY GUIDELINES FOR SCHOOL DESIGN AND CONSTRUCTION AND TO REQUIRE ENERGY-USE GOALS AND STANDARDS IN ORDER TO ASSURE THE CONSTRUCTION OF ENERGY EFFICIENT NEW SCHOOLS AND SCHOOL RENOVATIONS.

On motion of Representative Hackney, consideration of the bill is postponed until April 21.

H.B. 587, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE RULE-MAKING AUTHORITY OF THE MEDICAL CARE COMMISSION FOR NURSING HOME REGULATION, passes its second reading, by electronic vote (94-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Hackney and without objection, **H.B. 581**, A BILL TO BE ENTITLED AN ACT TO MAKE DIFFERENTIATED PAY AVAILABLE FOR ALL STATE-PAID PUBLIC SCHOOL EMPLOYEES, is withdrawn from the Calendar and placed on the Calendar of April 15.

CALENDAR (continued)

Committee Substitute for **H.B. 216**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE, UNDER CERTAIN CONDITIONS, MAGISTRATES TO ISSUE DOMESTIC VIOLENCE RESTRAINING ORDERS AND TO MAKE CONFORMING CHANGES TO THE GENERAL STATUTES, passes its second reading, by electronic vote (90-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **S.B. 37**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MEMBERSHIP OF THE AGRICULTURE AND FORESTRY AWARENESS STUDY COMMISSION, passes its second reading, by electronic vote (89-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

SPEAKER BLUE PRESIDING.

On motion of Representative Jack Hunt, seconded by Representative Cole, the House adjourns at 3:59 p.m. to reconvene April 15 at 1:00 p.m.

FORTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Thursday, April 15, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Hackney, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 14 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Baddour, Barnhill, Brubaker, Diamont, Gray, Griffin, Jack Hunt, R. Hunter, Moore, Rogers, Smith, Stewart, Wainwright, and P. Wilson for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 37, AN ACT TO CHANGE THE MEMBERSHIP OF THE AGRICULTURE AND FORESTRY AWARENESS STUDY COMMISSION. (CHAPTER 23)

H.B. 420, AN ACT TO CHANGE THE NAME OF THE RESOURCES DEVELOPMENT COMMISSION FOR BRUNSWICK COUNTY TO THE BRUNSWICK COUNTY ECONOMIC DEVELOPMENT COMMISSION. (CHAPTER 24)

S.J.R. 522, A JOINT RESOLUTION HONORING THE LIFE, SERVICE, AND MEMORY OF JOHN C. KESLER. (RESOLUTION 8)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 499, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEES FOR ENROLLING IN AN ACCREDITED DRUG EDUCATION SCHOOL, with a favorable report.

H.B. 808, A BILL TO BE ENTITLED AN ACT TO CHANGE THE PROCEDURE FOR CERTIFYING MUNICIPAL AD VALOREM TAX VALUATIONS IN WAKE COUNTY TO THE WAKE COUNTY BOARD OF ALCOHOLIC CONTROL FOR THE PURPOSE OF DISTRIBUTING PROCEEDS FROM THE SALES OF ALCOHOLIC BEVERAGES, with a favorable report.

H.B. 836, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF WINSTON-SALEM TO LEVY A MOTOR VEHICLE TAX OF UP TO TEN DOLLARS, with a favorable report.

By Representative Lee for the Committee on Pensions and Retirement:

H.B. 450, A BILL TO BE ENTITLED AN ACT TO REWRITE THE LAW REGARDING THE GREENSBORO FIREMEN'S SUPPLEMENTAL RETIREMENT SYSTEM, with a favorable report.

S.B. 447, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE TRANSFER OF FUNDS FROM THE CITY OF MOUNT AIRY'S RETIREMENT PLAN TO THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, with a favorable report.

By Representative Michaux for the Committee on Judiciary I:

H.B. 169, A BILL TO BE ENTITLED AN ACT TO REDUCE THE REQUIREMENTS FOR BALLOT ACCESS BY UNAFFILIATED STATEWIDE CANDIDATES, with a favorable report.

H.B. 780, A BILL TO BE ENTITLED AN ACT TO POSTPONE IMPLEMENTATION OF MAIL-IN VOTER REGISTRATION AND THE UPGRADED MOTOR VOTER PROVISIONS SO THEY WILL BE IMPLEMENTED AT THE SAME TIME AS SIMILAR FEDERAL LEGISLATION, with a favorable report.

By Representative Gottovi for the Committee on Environment:

H.B. 681, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE REQUIREMENTS OF THE 1990 AMENDMENTS TO THE FEDERAL CLEAN AIR ACT, TO REPEAL THE EXPIRATION OF A PORTION OF THE PER GALLON FUEL TAX, AND TO DEDICATE A PORTION OF THE PROCEEDS OF THE TAX TO IMPLEMENT THE 1990 AMENDMENTS TO THE FEDERAL CLEAN AIR ACT, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Hensley for the Committee on Judiciary III:

H.B. 759, A BILL TO BE ENTITLED AN ACT TO PROHIBIT LOITERING FOR THE PURPOSE OF ENGAGING IN UNLAWFUL DRUG-RELATED ACTIVITIES IN ELIZABETH CITY, with a favorable report.

By Representative Gamble for the Permanent Subcommittee on Health Care and Access of the Standing Committee on Health and Human Services, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 552, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE MEDICAID LAW REGARDING THE FINANCIAL

RESPONSIBILITY OF PARENTS FOR CHILDREN UNDER TWENTY-ONE IN MEDICAL INSTITUTIONS, with a favorable report.

H.B. 612, A BILL TO BE ENTITLED AN ACT TO PERMIT AREA MENTAL HEALTH AUTHORITIES TO SERVE AS MANAGED CARE PROVIDERS, with a favorable report.

By Representative R. Thompson for the Committee on Local and Regional Government I:

H.B. 589, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM ROADS IN PASQUOTANK COUNTY, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 20. The original bill is placed on the Unfavorable Calendar.

H.B. 687, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF DURHAM TO AUTHORIZE THE CITY COUNCIL TO DELEGATE TO THE ZONING COMMISSION AUTHORITY TO REZONE PROPERTY SUBJECT TO CERTAIN RIGHTS OF APPEAL, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 20. The original bill is placed on the Unfavorable Calendar.

H.B. 708, A BILL TO BE ENTITLED AN ACT TO ALLOW HARNETT COUNTY, THE CITY OF DUNN, AND THE TOWNS OF ANGIER, COATS, ERWIN, AND LILLINGTON TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY A DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 20. The original bill is placed on the Unfavorable Calendar.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Holt, **H.B. 485**, A BILL TO BE ENTITLED AN ACT TO ADOPT THE INTERNATIONAL NAVIGATION RULES AND THE INLAND NAVIGATION RULES AS THE LAW IN THIS STATE, is withdrawn from the Calendar and re-referred to the Committee on Transportation.

On motion of Representative Beall, **H.B. 383**, A BILL TO BE ENTITLED AN ACT TO ADOPT FOLKMOOT USA AS NORTH CAROLINA'S OFFICIAL INTERNATIONAL FOLK FESTIVAL, is withdrawn from the Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative Flaherty, **H.B. 739**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CATAWBA COUNTY FROM

CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING ZONING ORDINANCES FOR WATER SUPPLY WATERSHED PROTECTION, is withdrawn from the Calendar and placed on the Calendar of April 21.

On motion of Representative Kennedy, **H.B. 545**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GENERAL STATUTES COMMISSION TO MAKE TECHNICAL AMENDMENTS REGARDING THE RENUNCIATION OF PROPERTY, is withdrawn from the Calendar and placed on the Calendar of April 21.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Sutton:

H.B. 945, A BILL TO BE ENTITLED AN ACT TO REASSESS THE ALLOCATION OF FUNDS THAT MAY BE MADE BY THE BOARD OF TRANSPORTATION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Nye, Bowman, Flaherty, and Gardner:

H.B. 946, A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN NONPROFIT BUSINESSES THAT PROVIDE SUPPORTED EMPLOYMENT FOR THE DISABLED TO COME WITHIN THE PURVIEW OF THE STATE POLICY THAT PROMOTES THE USE OF MINORITY, PHYSICALLY HANDICAPPED, AND WOMEN CONTRACTORS FOR STATE CONTRACTS, is referred to the Committee on State Government.

By Representatives Decker and Wood:

H.B. 947, A BILL TO BE ENTITLED AN ACT TO EXEMPT PRIVATE SCHOOL CAFETERIAS FROM THE SANITATION INSPECTION FEE, is referred to the Committee on Finance.

By Representatives Hayes and Decker:

H.B. 948, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE SUSPENSION OR REVOCATION OF PROFESSIONAL AND OCCUPATIONAL LICENSES OR CERTIFICATIONS OF A DEFENDANT CONVICTED OF A STATE OR FEDERAL DRUG OFFENSE, is referred to the Committee on Judiciary II.

By Representatives Nichols, Arnold, Balmer, Bowman, Brawley, Brubaker, Cummings, Decker, Dockham, Esposito, Hayes, Holmes, Joye, Justus, Mitchell, Morgan, C. Preston, J. Preston, Russell, and Wood:

H.B. 949, A BILL TO BE ENTITLED AN ACT TO IMPOSE A MANDATORY MINIMUM SENTENCE FOR SELLING OR DELIVERING DRUGS IN AMOUNTS NOT SUFFICIENTLY LARGE TO VIOLATE DRUG TRAFFICKING LAWS, is referred to the Committee on Judiciary III.

By Representatives Nichols, Bowman, and Decker:

H.B. 950, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SEPARATE OFFENSE PUNISHABLE BY A MANDATORY MINIMUM TEN YEARS IMPRISONMENT WITHOUT PAROLE, GOOD TIME, OR GAIN TIME FOR POSSESSION OF A CONCEALED WEAPON OR USE OF A DEADLY WEAPON DURING THE COMMISSION OF A FELONY DRUG OFFENSE, is referred to the Committee on Judiciary III.

By Representatives Nichols, Bowman, and Decker:

H.B. 951, A BILL TO BE ENTITLED AN ACT TO MAKE IT A FELONY TO DRIVE WITHOUT A LICENSE AFTER A LICENSE HAS BEEN SUSPENDED OR REVOKED FOR AN IMPAIRED DRIVING OR CONTROLLED SUBSTANCE VIOLATION, is referred to the Committee on Judiciary III.

By Representatives Gottovi, Alexander, Bowman, Gamble, Mitchell, Russell, and Wright:

H.B. 952, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT UNPAID VOLUNTEER MEDICAL DIRECTORS FOR EMERGENCY MEDICAL SERVICES (EMS) AGENCIES ARE INCLUDED UNDER THE GOOD SAMARITAN STATUTE, is referred to the Committee on Judiciary II.

By Representatives H. Hunter, Flaherty, Hackney, Hensley, Holt, B. Miller, R. Thompson, and Wright:

H.B. 953, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA LICENSING BOARD OF ON-SITE WASTEWATER SYSTEM CONTRACTORS, is referred to the Committee on State Government.

By Representatives G. Miller, Alexander, Balmer, Beall, Berry, Brawley, J. Brown, Burton, Culp, Decker, Esposito, Fitch, Flaherty, Hill, Jenkins, Morgan, Oldham, Ramsey, G. Thompson, and Weatherly:

H.B. 954, A BILL TO BE ENTITLED AN ACT REQUIRING JUST COMPENSATION FOR TAKING OF PROPERTY RIGHTS, is referred to the Committee on Judiciary I.

By Representatives Stewart, Bowman, Decker, Hill, McLawhorn, and Mitchell:

H.B. 955, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE SPECIALIZED REGISTRATION PLATES BEARING THE EMBLEM OF THE FUTURE FARMERS OF AMERICA, is referred to the Committee on Transportation.

By Representatives Michaux, Flaherty, Mitchell, and Oldham:

H.B. 956, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE PAY OF SCHOOL BUS DRIVERS AND GRANT THEM

ADDITIONAL PROTECTION UNDER THE TORT CLAIMS ACT, is referred to the Committee on Judiciary I.

By Representatives Michaux, Fitch, Hill, McLawhorn, Mitchell, and Oldham:

H.B. 957, A BILL TO BE ENTITLED AN ACT TO REGULATE SMOKING IN PUBLIC PLACES AND TO ESTABLISH STANDARDS FOR LOCAL GOVERNMENTS ELECTING TO REGULATE SMOKING, is referred to the Committee on Judiciary I.

By Representatives B. Miller (by request); and Hensley:

H.B. 958, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR HOMEOWNER AND CONDOMINIUM ASSOCIATION LIENS, is referred to the Committee on Judiciary III.

By Representatives B. Miller and McLawhorn:

H.B. 959, A BILL TO BE ENTITLED AN ACT FOR THE APPOINTMENT OF TEMPORARY MANAGERS FOR LONG-TERM CARE FACILITIES AND DOMICILIARY HOMES, is referred to the Committee on Health and Human Services.

By Representatives Brawley, Barbee, J. Brown, Culp, Decker, Flaherty, Hall, Hayes, Morgan, Weatherly, C. Wilson, and Wood:

H.B. 960, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO REQUIRE VOTER APPROVAL BEFORE MOST TAXES MAY BE LEVIED OR INCREASED, EXCEPT IN THE CASE OF AN EMERGENCY DECLARED BY THE GOVERNOR, is referred to the Committee on Constitutional Amendments and Referenda.

By Representatives Brawley, Gardner, Hayes, and C. Wilson:

H.B. 961, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE INSURANCE FRAUD LAW, is referred to the Committee on Judiciary II.

By Representatives Weatherly, Balmer, Brawley, Brubaker, Crawford, Culp, Daughtry, Gardner, C. Preston, Smith, and R. Thompson:

H.B. 962, A BILL TO BE ENTITLED AN ACT TO MAKE IT AN INFRACTION TO FAIL TO PAY THE LATE PAYMENT FEE ASSESSED FOR THE LATE RETURN OF A VIDEO CASSETTE TAPE, is referred to the Committee on Judiciary III.

By Representatives Smith, Black, Bowman, Brubaker, Church, Cunningham, and Nichols:

H.B. 963, A BILL TO BE ENTITLED AN ACT TO AMEND THE REGIONAL RECIPROCAL BANKING ACT AND TO PROVIDE FOR NATIONWIDE INTERSTATE BANKING, is referred to the Committee on Financial Institutions.

By Representatives P. Wilson, Barbee, Beall, Bowie, Bowman, J. Brown, Culp, Cummings, Daughtry, Esposito, Gardner, Grady, Hayes, Holmes, Howard, Ives, James, Jenkins, Joye, Justus, Lemmond, McCombs, McLawhorn, Mitchell, Nichols, Oldham, J. Preston, Ramsey, Russell, Smith, Wainwright, Warner, and Weatherly:

H.B. 964, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO REVISE THE FUNDING FORMULA FOR EXCEPTIONAL CHILDREN, is referred to the Committee on Education.

By Representatives P. Wilson, Balmer, Bowman, Cummings, Decker, Flaherty, and Wood:

H.B. 965, A BILL TO BE ENTITLED AN ACT TO INCREASE PUBLIC SAFETY BY REPEALING THE PRISON STABILIZATION ACT, is referred to the Committee on Courts and Justice.

By Representatives P. Wilson, Bowman, Decker, Flaherty, and Wood:

H.B. 966, A BILL TO BE ENTITLED AN ACT DIRECTING THE ATTORNEY GENERAL TO APPLY TO THE UNITED STATES DISTRICT COURT FOR RELIEF FROM THE SETTLEMENT AGREEMENT IN THE CASE OF *SMALL V. MARTIN*, is referred to the Committee on Courts and Justice.

By Representatives Gamble and Green:

H.B. 967, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DECLARATION OF THE RIGHT TO A NATURAL DEATH, is referred to the Committee on Judiciary II.

By Representatives Decker, Brawley, J. Brown, Creech, Ellis, Esposito, Flaherty, Holmes, Mitchell, Wainwright, and Wood:

H.B. 968, A BILL TO BE ENTITLED AN ACT TO RESTRICT FORCED ANNEXATIONS, is referred to the Committee on Judiciary II.

By Representatives DeVane and Bowman:

H.B. 969, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON THE ACT PERMITTING THE USE OF DEMOLITION ASPHALT AS FILL, is referred to the Committee on Environment.

By Representatives Wright and Cummings (Co-Sponsors); Oldham and Wood:

H.B. 970, A BILL TO BE ENTITLED AN ACT TO ENHANCE PARENTAL INVOLVEMENT IN THE DEVELOPMENT OF LOCAL SCHOOL IMPROVEMENT PLANS, is referred to the Committee on Education.

By Representatives Fussell, Cummings, and Oldham:

H.B. 971, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE MANNER IN WHICH LOCAL SCHOOL IMPROVEMENT PLANS ARE ADOPTED AND IMPLEMENTED, is referred to the Committee on Education.

By Representatives Barnes, Bowman, Cummings, and Oldham:

H.B. 972, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA EDUCATION STANDARDS AND ACCOUNTABILITY COMMISSION, is referred to the Committee on Education.

By Representatives Justus, Alphin, Arnold, Barbee, D. Brown, J. Brown, Brubaker, Church, Crawford, Culp, Decker, Dickson, Easterling, Edwards, Ellis, Esposito, Gamble, Gardner, Holmes, Howard, Ives, James, Jenkins, Joye, Lee, Lutz, McLawhorn, Mercer, Mitchell, C. Preston, Rogers, Russell, Smith, Stewart, G. Thompson, R. Thompson, Warner, Weatherly, C. Wilson, and Wood:

H.B. 973, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF HIV ASSAULT, is referred to the Committee on Judiciary I.

By Representatives Justus, Alphin, Arnold, Bowman, D. Brown, Brubaker, Church, Crawford, Culp, Daughtry, Decker, Dickson, Ellis, Esposito, Flaherty, Gardner, Holmes, Howard, Ives, James, Jenkins, Joye, Lutz, McLawhorn, Mercer, Mitchell, C. Preston, Ramsey, Rogers, Russell, Smith, G. Thompson, R. Thompson, Weatherly, C. Wilson, and Wood:

H.B. 974, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A DEFENDANT, AFTER A FINDING OF PROBABLE CAUSE OR INDICTMENT FOR COMMITTING A NON-CONSENSUAL SEX OFFENSE, SHALL BE TESTED FOR AIDS UPON THE REQUEST OF THE VICTIM, is referred to the Committee on Judiciary I.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 71,** A BILL TO BE ENTITLED AN ACT TO EXTEND THE TIME FOR APPLYING FOR AN INITIAL EXEMPTION CONCERNING FIRE SPRINKLER CONTRACTORS, is read the first time and referred to the Committee on State Government.

S.B. 554, A BILL TO BE ENTITLED AN ACT TO PERMIT AREA MENTAL HEALTH AUTHORITIES TO SERVE AS MANAGED CARE PROVIDERS, is read the first time and referred to the Committee on Health and Human Services.

CALENDAR

Action is taken on the following:

H.B. 506, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE TRANSFER OF REGISTERED VOTERS, WHO RESIDE IN ORANGE COUNTY AND WITHIN THE CITY LIMITS OF THE CITY OF DURHAM, FROM THE DURHAM COUNTY BOARD OF ELECTIONS TO THE ORANGE COUNTY BOARD OF ELECTIONS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 507, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO AUTHORIZE THE CITY COUNCIL TO REQUIRE OWNERS OF RENTAL PROPERTY WITHIN THE CITY TO AUTHORIZE AN AGENT TO ACCEPT SERVICE OF PROCESS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 553, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF GASTONIA TO PROVIDE FOR TWO-YEAR TERMS FOR COUNCIL MEMBERS AND TO PROVIDE THAT THE MAYOR, COUNCIL, AND COUNCIL MEMBERS MAY ONLY DIRECT THE ACTIVITIES OF CITY EMPLOYEES THROUGH THE CITY MANAGER, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 575, A BILL TO BE ENTITLED AN ACT TO ALLOW THE GASTONIA CITY COUNCIL TO DELEGATE CERTAIN REZONING AUTHORITY TO THE GASTONIA PLANNING COMMISSION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 678, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF WAKE FOREST, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 731, A BILL TO BE ENTITLED AN ACT TO REPEAL AN ACT TO PREVENT THE OPERATION OF LOUDSPEAKERS, AMPLIFYING SYSTEMS, AND PUBLIC ADDRESS SYSTEMS IN CABARRUS COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 799, A BILL TO BE ENTITLED AN ACT TO EXEMPT BURKE COUNTY AND THE MUNICIPALITIES THEREIN FROM

CERTAIN ZONING NOTICE REQUIREMENTS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 828, A BILL TO BE ENTITLED AN ACT TO REPEAL OBSOLETE PROVISIONS OF THE CHARTER OF THE CITY OF ASHEVILLE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 728, A BILL TO BE ENTITLED AN ACT TO MAKE THE WEARING OF SEAT BELTS ADMISSIBLE IN CRIMINAL PROCEEDINGS.

The bill, as amended, passes its third reading, by electronic vote (92–2), and is ordered engrossed and sent to the Senate.

H.B. 467, A BILL TO BE ENTITLED AN ACT TO REMOVE THE REQUIREMENT THAT THE REGISTER OF DEEDS PROVIDE THE COUNTY COMMISSIONERS WITH A JUSTIFICATION FOR HAVING A SECOND DEPUTY.

Representative Ramsey offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading by electronic vote (84–13).

Representative Redwine objects to the third reading. The bill remains on the Calendar.

H.B. 581, A BILL TO BE ENTITLED AN ACT TO MAKE DIFFERENTIATED PAY AVAILABLE FOR ALL STATE-PAID PUBLIC SCHOOL EMPLOYEES, passes its second reading, by electronic vote (90–1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 613**, A BILL TO BE ENTITLED AN ACT TO ALLOW HEALTH CARE FACILITIES TO FURNISH PUBLIC HEALTH AUTHORITIES WITH PATIENT RECORDS UNDER CERTAIN CIRCUMSTANCES, passes its second reading, by electronic vote (96–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 490**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE NAME OF THE STATE INDIAN HOUSING AUTHORITY TO THE INDIAN HOUSING AUTHORITY, passes its second reading, by electronic vote (89–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 568**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT TAXPAYER IDENTIFICATION NUMBERS BE SHOWN ON ALL VENDOR INVOICES.

On motion of Representative Hightower, the bill is temporarily displaced.

H.B. 141, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ACCESS TO INFORMATION RELEVANT TO NONCRIMINAL VIOLATIONS OF THE LAW FROM THE POLICE INFORMATION NETWORK, passes its second reading, by electronic vote (93–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 437, A BILL TO BE ENTITLED AN ACT TO GRANT STATUTORY POWERS TO TRUSTEES UNDER EXPRESS TRUST INSTRUMENTS.

On motion of Representative Michaux, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (95–0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative H. Hunter for the Committee on Children, Youth and Families:

H.B. 201, A BILL TO BE ENTITLED AN ACT TO CHANGE THE DAY CARE RATE PAYMENT STRUCTURE TO ENCOURAGE THE PROVISION OF QUALITY DAY CARE FOR ALL NORTH CAROLINA'S CHILDREN IN NEED OF CARE AND TO APPROPRIATE FUNDS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 202, A BILL TO BE ENTITLED AN ACT TO AID PARENTS OF LOW-INCOME CHILDREN NEEDING DAY CARE TO BECOME SELF-SUFFICIENT WITHOUT JEOPARDIZING THE VERY CHILD CARE THAT IS ESSENTIAL TO THIS SELF-SUFFICIENCY AND TO APPROPRIATE FUNDS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Mavretic, **H.B. 169**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE REQUIREMENTS FOR BALLOT ACCESS BY UNAFFILIATED STATEWIDE CANDIDATES, is withdrawn from the Calendar of April 19 and placed on the Calendar of April 20.

CALENDAR (continued)

H.B. 519, A BILL TO BE ENTITLED AN ACT TO ELIMINATE ANY AMBIGUITY AS TO THE SCOPE OF INSPECTIONS OF THE BOARD OF MORTUARY AFFAIRS.

Representative H. Hunter requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

On motion of Representative Fitch, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (86–1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 187, A BILL TO BE ENTITLED AN ACT REQUIRING CERTAIN DETAIL IN THE DECISIONS AND REPORTS OF THE OSHA REVIEW BOARD.

On motion of Representative Fitch, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading by electronic vote (97–0).

Representative Fitch objects to the third reading. The bill remains on the Calendar.

H.B. 400, A BILL TO BE ENTITLED AN ACT TO MAKE THE CALCULATION FOR SCHOOLS OF FUND BALANCE AVAILABLE FOR APPROPRIATION THE SAME AS THE CALCULATION FOR OTHER LOCAL GOVERNMENTS, passes its second reading, by electronic vote (95–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Hightower, **H.B. 568**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT TAXPAYER IDENTIFICATION NUMBERS BE SHOWN ON ALL VENDOR INVOICES, is withdrawn from the Calendar and placed on the Calendar of April 20.

SUSPENSION OF RULES

On motion of Representative Hackney, Rule 31(a) is suspended in order that a resolution might be filed out of order.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative R. Hunter for the Committee on Judiciary II:

H.B. 283, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO ESTABLISH

A PILOT PROGRAM UNDER THE ADMINISTRATIVE OFFICE OF THE COURTS REGARDING JUVENILE COURT JURISDICTION OVER JUVENILES BETWEEN SIXTEEN AND EIGHTEEN YEARS OF AGE WHO ARE BEYOND THE DISCIPLINARY CONTROL OF THEIR PARENTS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 20. The original bill is placed on the Unfavorable Calendar.

On motion of Representative Hackney, seconded by Representative Richardson, the House adjourns at 2:31 p.m. to reconvene Monday, April 19, 1993, at 7:00 p.m.

FORTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Monday, April 19, 1993

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

The Speaker leads the members in the Pledge of Allegiance.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 15 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Culp, Daughtry, Diamont, Dickson, Dockham, Fitch, Gottovi, Moore, Nichols, and P. Wilson for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Barnes for the Committee on Education:

H.B. 254, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE EDUCATIONAL LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO ESTABLISH A PRINCIPAL FELLOWS PROGRAM TO ENCOURAGE EXCELLENCE IN THE RECRUITMENT OF CANDIDATES FOR EDUCATIONAL LEADERSHIP PROGRAMS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 21. The original bill is placed on the Unfavorable Calendar.

H.B. 257, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE EDUCATIONAL LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE CONCERNING SCHOOL ADMINISTRATOR PROGRAMS AT THE CONSTITUENT UNIVERSITY OF NORTH CAROLINA INSTITUTIONS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 21. The original bill is placed on the Unfavorable Calendar.

H.B. 258, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE EDUCATION LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO PLAN FOR THE ESTABLISHMENT OF A SCHOOL LEADERSHIP ACADEMY TO ENHANCE THE QUALITY OF ONGOING PROFESSIONAL DEVELOPMENT FOR SCHOOL ADMINISTRATORS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 284, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE EDUCATIONAL LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO ESTABLISH AN INDEPENDENT STANDARDS BOARD FOR SCHOOL ADMINISTRATION AND TO ALLOW THAT BOARD TO CHARGE EXAMINATION FEES, with a favorable report as to committee substitute bill, unfavorable as to original bill and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Wilmoth for the Permanent Subcommittee on Travel and Tourism of the Standing Committee on Business and Labor, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 382, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES REGULATING PROFESSIONAL ENGINEERS, with a favorable report as to committee substitute bill, unfavorable as to original bill and recommendation that the bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRALS

Representative Barnes, Chair for the Standing Committee on Education, refers:

H.B. 328, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO REWARD TEACHERS FOR TAKING COURSES IN THEIR CONTENT AREA, to the Permanent Subcommittee on Pre-School, Elementary and Secondary Education.

H.B. 329, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO REWARD TEACHERS FOR TAKING COURSES IN THEIR CONTENT AREA, to the Permanent Subcommittee on Pre-School, Elementary and Secondary Education.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives DeVane, Barnes, Cummings, Hackney, Hightower, Lee, and Sutton:

H.B. 975, A BILL TO BE ENTITLED AN ACT TO POSTPONE THE SELECTION OF A PREFERRED SITE FOR A LOW-LEVEL RADIOACTIVE WASTE MANAGEMENT FACILITY FOR THE SOUTHEAST INTERSTATE LOW-LEVEL RADIOACTIVE WASTE MANAGEMENT COMPACT UNTIL AT LEAST ONE OTHER STATE HAS LICENSED A NEW LOW-LEVEL RADIOACTIVE WASTE FACILITY, is referred to the Committee on Environment.

By Representatives DeVane, Barnes, Cummings, Hackney, Hightower, and H. Hunter:

H.B. 976, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE GOVERNOR'S WASTE MANAGEMENT BOARD, TO MAKE CONFORMING CHANGES, AND TO TRANSFER THE OFFICE OF ENVIRONMENTAL EDUCATION TO THE OFFICE OF WASTE REDUCTION, is referred to the Committee on Environment.

By Representative Hackney:

H.B. 977, A BILL TO BE ENTITLED AN ACT TO AMEND THE ENTRY OF JUDGMENT RULE, RULE 58 OF THE RULES OF CIVIL PROCEDURE, AS REQUESTED BY THE NORTH CAROLINA BAR ASSOCIATION, is referred to the Committee on Judiciary I.

By Representative Hackney:

H.B. 978, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE LAWS PERTAINING TO ALIMONY, AS RECOMMENDED BY THE FAMILY LAW SECTION OF THE NORTH CAROLINA BAR ASSOCIATION, is referred to the Committee on Judiciary I.

By Representatives Redwine and Bowman:

H.B. 979, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A MASTER APPLICATION SYSTEM FOR BUSINESS LICENSES

AND TO APPROPRIATE FUNDS TO THE DEPARTMENT OF THE SECRETARY OF STATE TO IMPLEMENT THE MASTER APPLICATION SYSTEM, is referred to the Committee on Business and Labor.

By Representatives Alexander, Black, D. Brown, Church, Cole, Cunningham, Easterling, Hill, Ives, Kinney, Lemmond, McCrary, McLaughlin, and C. Wilson:

H.B. 980, A BILL TO BE ENTITLED AN ACT TO LIMIT THE DISCLOSURE OF SEARCH WARRANT APPLICATIONS AND SEARCH WARRANTS PENDING THE RETURN OF THE WARRANT, is referred to the Committee on Judiciary I.

By Representatives James and Bowman:

H.B. 981, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A VOLUNTARY PROGRAM FOR THE CERTIFICATION OF ORGANICALLY PRODUCED AGRICULTURAL PRODUCTS, is referred to the Committee on Agriculture.

By Representatives James, Bowman, Creech, DeVane, and McLawhorn:

H.B. 982, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE SPECIAL OPERATION PERMITS FOR HAULING FARM PRODUCE, is referred to the Committee on Agriculture.

By Representatives Michaux and Luebke:

H.B. 983, A BILL TO BE ENTITLED AN ACT TO PROVIDE A WAITING PERIOD FOR ISSUANCE OF A PISTOL PERMIT, TO LIMIT A PERSON TO ONE PERMIT IN ANY CALENDAR YEAR, AND TO PROVIDE THAT PISTOL PERMITS ARE ISSUED BY THE SHERIFF IN ALL COUNTIES, is referred to the Committee on Judiciary I.

By Representatives Michaux and Luebke:

H.B. 984, A BILL TO BE ENTITLED AN ACT TO BAN ASSAULT WEAPONS, is referred to the Committee on Judiciary I.

By Representatives Michaux, Easterling, and Luebke:

H.B. 985, A BILL TO BE ENTITLED AN ACT TO PROTECT A PERSON'S ACCESS TO HEALTH CARE FACILITIES, is referred to the Committee on Judiciary I.

REPRESENTATIVE COLTON, SPEAKER PRO TEMPORE, PRESIDING.

By Representatives Hill, DeVane, Gottovi, Redwine, and Wright:

H.B. 986, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING DANGEROUS DOGS, is referred to the Committee on Judiciary II.

By Representative Nye:

H.B. 987, A BILL TO BE ENTITLED AN ACT TO ESTABLISH PEER REVIEW FOR OPTOMETRISTS AND TO ESTABLISH AN

OPTOMETRIST PRIVILEGE, is referred to the Committee on State Government.

By Representative Nye:

H.B. 988, A BILL TO BE ENTITLED AN ACT TO AMEND THE SPEECH AND LANGUAGE BOARD CHANGE TO PERMIT THE DEVELOPMENT OF A LICENSED PARAPROFESSIONAL ASSISTANT PROGRAM, is referred to the Committee on State Government.

By Representatives Beall, Church, Hightower, Jenkins, and Ramsey:

H.B. 989, A BILL TO BE ENTITLED AN ACT TO ADD PODIATRY TO THE MEDICAID SERVICES THAT DO NOT REQUIRE THE AUTHORIZATION OF THE MEDICAID RECIPIENT'S PERSONAL CARE PHYSICIAN, is referred to the Committee on Health and Human Services.

By Representatives Gottovi, Bowman, Colton, DeVane, Gardner, McAllister, Richardson, and Spears:

H.B. 990, A BILL TO BE ENTITLED AN ACT TO REGULATE INTERBASIN TRANSFERS, is referred to the Committee on Environment.

By Representative B. Miller:

H.B. 991, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE RECOGNITION AND ENFORCEMENT IN NORTH CAROLINA OF CERTAIN JUDGMENTS RENDERED BY COURTS IN FOREIGN COUNTRIES, is referred to the Committee on Judiciary III.

By Representatives Baddour and Redwine (Co-Sponsors); and Bowman:

H.B. 992, A BILL TO BE ENTITLED AN ACT TO EXPAND THE TYPES OF INDUSTRIAL DEVELOPMENT FOR WHICH THE INDUSTRIAL DEVELOPMENT FUND MAY BE USED, is referred to the Committee on Business and Labor.

By Representatives Rogers, Alexander, Alphin, Beall, Brawley, D. Brown, Church, Colton, Crawford, Edwards, Jack Hunt, H. Hunter, James, Jenkins, Mitchell, Moore, Ramsey, and R. Thompson:

H.B. 993, A BILL TO BE ENTITLED AN ACT TO INCREASE COURT FACILITY FEES TO PROVIDE FUNDS TO ASSIST IN THE RESTORATION OF NORTH CAROLINA'S HISTORIC COURTHOUSES, is referred to the Committee on Courts and Justice.

By Representatives Rogers, Bowman, Cummings, and H. Hunter:

H.B. 994, A BILL TO BE ENTITLED AN ACT TO PROVIDE GREATER FLEXIBILITY IN LOCAL SCHOOL BOARD EXPENDITURES AND PROVIDE INCENTIVES FOR GREATER FISCAL RESPONSIBILITY, is referred to the Committee on Appropriations.

By Representatives Barbee, Arnold, Berry, Bowie, Bowman, Brawley, J. Brown, Brubaker, Creech, Culp, Decker, DeVane, Dickson, Dockham, Ellis, Esposito, Flaherty, Gardner, Grady, Hayes, Holmes, Howard, Ives, Justus, Mitchell, Morgan, Nichols, Robinson, Stewart, Tallent, G. Thompson, R. Thompson, and Weatherly:

H.B. 995, A BILL TO BE ENTITLED AN ACT TO PROMOTE FAIRNESS AMONG CUSTOMER GROUPS IN THE ESTABLISHMENT OF UTILITY RATES AND TO ENHANCE THE COMPETITIVENESS OF INDUSTRIES LOCATED WITHIN THE STATE, is referred to the Committee on Public Utilities.

By Representatives Brawley and Flaherty:

H.B. 996, A BILL TO BE ENTITLED AN ACT TO REMOVE CHILD DAY CARE HOMES CARING FOR FEWER THAN FIVE CHILDREN FROM STATE DAY CARE REGULATION UNDER ARTICLE 7 OF CHAPTER 110 OF THE GENERAL STATUTES, is referred to the Committee on Children, Youth and Families.

By Representatives Holt and Easterling:

H.B. 997, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A REGISTRATION REQUIREMENT FOR ESTHETICIANS, TO INCLUDE ARTIFICIAL NAIL PROVIDERS WITHIN THE DEFINITION OF MANICURIST, TO INCREASE THE COURSE HOURS FOR REGISTERED MANICURISTS, AND TO REMOVE THE EXEMPTION FOR MANICURISTS PRACTICING OUTSIDE COSMETIC ART SHOPS, is referred to the Committee on State Government.

By Representative Holt and Gottovi:

H.B. 998, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DUMPING OF TRASH ON THE PROPERTY OF ANOTHER, TO DOUBLE THE MINIMUM FINES FOR LITTERING OFFENSES, AND TO AUTHORIZE COUNTIES TO OFFER REWARDS TO APPREHEND FELONY LITTERERS, is referred to the Committee on Judiciary I.

By Representatives Holt, Cummings, Easterling, Jeffus, and J. Preston:

H.B. 999, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO REEVALUATE THE GRADUATION RULES FOR CHILDREN WITH SPECIAL NEEDS AND TO SUSPEND THE APPLICATION OF OLD RULES PENDING THE REEVALUATION, is referred to the Committee on Education.

By Representatives Holt, Easterling, and Gottovi:

H.B. 1000, A BILL TO BE ENTITLED AN ACT TO REGULATE THE SIZE, HEIGHT, AND SPACING OF BILLBOARDS, is referred to the Committee on Transportation.

By Representatives Jack Hunt, Bowman, Ellis, Fussell, Gamble, Hall, Holt, Judy Hunt, James, Lutz, Ramsey, Rogers, Stamey, and R. Thompson:

H.B. 1001, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE LOCAL BOARDS OF EDUCATION TO RENOVATE OLD SCHOOL BUILDINGS INSTEAD OF REPLACING THEM, is referred to the Committee on Education.

By Representatives Jack Hunt, Holt, and J. Preston:

H.B. 1002, A BILL TO BE ENTITLED AN ACT TO EXTEND THE AGE FOR RECEIVING DRIVER EDUCATION IN THE PUBLIC SCHOOLS FOR CHILDREN WITH SPECIAL NEEDS, is referred to the Committee on Education.

By Representative Stamey:

H.B. 1003, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CREATION OF UNIVERSITY AND LOCAL GOVERNMENT REGIONAL FACILITIES AUTHORITIES, SETTING FORTH THE POWERS OF SUCH AUTHORITIES AND AUTHORIZING CERTAIN POWERS TO UNITS OF LOCAL GOVERNMENT THAT ARE MEMBER UNITS OF SUCH AUTHORITIES, is referred to the Committee on Finance.

By Representatives Stamey and Luebke:

H.B. 1004, A BILL TO BE ENTITLED AN ACT TO EXEMPT PUBLIC AIRPORT TRAFFIC SIGNS FROM THE REQUIREMENT FOR UNIFORM SIGNS AND TRAFFIC CONTROL DEVICES ON HIGHWAYS, is referred to the Committee on Transportation.

By Representatives Wainwright, Alexander, Alphin, Baddour, Balmer, Beall, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Decker, DeVane, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gist, Gottovi, Grady, Gray, Green, Hall, Hayes, Hensley, Hightower, Hill, Holt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCrary, McLawhorn, Mercer, Michaux, B. Miller, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Richardson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Tallent, R. Thompson, Warner, Weatherly, Wilkins, Wilmoth, and Wright:

H.B. 1005, A BILL TO BE ENTITLED AN ACT TO REGULATE FUNERAL PROCESSIONS AND TO CODIFY THE RULES OF THE ROAD WITH REGARD TO FUNERAL PROCESSIONS, is referred to the Committee on Transportation.

By Representative Smith:

H.B. 1006, A BILL TO BE ENTITLED AN ACT TO REGULATE ALL-TERRAIN VEHICLES, is referred to the Committee on Transportation.

By Representatives Hensley, Alexander, Bowman, D. Brown, Church, Cole, Edwards, Griffin, Hall, Hill, Jack Hunt, R. Hunter, Joye, McCrary, Mercer, Michaux, B. Miller, Oldham, Smith, and Sutton:

H.B. 1007, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SECOND JUVENILE CODE REVISION COMMITTEE TO STUDY THE PROVISIONS OF THE EXISTING JUVENILE CODE THAT RELATE TO DELINQUENCY AND RECOMMEND NECESSARY REVISIONS, is referred to the Committee on Judiciary III.

By Representatives Hensley, Alexander, Bowman, D. Brown, Church, Cole, Decker, DeVane, Edwards, Flaherty, Gardner, Griffin, Hall, Hill, Jack Hunt, R. Hunter, Jeffus, Joye, McCrary, Mercer, Michaux, B. Miller, Oldham, Redwine, Smith, and Sutton:

H.B. 1008, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CLASS I FELONY TO POSSESS OR CARRY A FIREARM ON SCHOOL PROPERTY OR TO ALLOW A MINOR TO POSSESS OR CARRY A WEAPON ON SCHOOL PROPERTY, is referred to the Committee on Judiciary III.

By Representatives Hensley, Alexander, Bowman, D. Brown, Church, Cole, Decker, DeVane, Edwards, Griffin, Hall, Hill, Jack Hunt, R. Hunter, Jeffus, Joye, McCrary, Mercer, Michaux, B. Miller, Oldham, Redwine, Smith, and Sutton:

H.B. 1009, A BILL TO BE ENTITLED AN ACT TO REQUIRE SCHOOL PRINCIPALS TO REPORT CERTAIN CRIMES ON SCHOOL PROPERTY TO LAW ENFORCEMENT, is referred to the Committee on Education.

By Representatives Hensley, Alexander, Bowman, D. Brown, Church, Cole, Decker, Edwards, Griffin, Hall, Hill, Jack Hunt, R. Hunter, Jeffus, Joye, McCrary, Mercer, Michaux, B. Miller, Oldham, Redwine, and Sutton:

H.B. 1010, A BILL TO BE ENTITLED AN ACT TO ENABLE LOCAL BOARDS OF EDUCATION TO EXPEL FROM SCHOOL THOSE STUDENTS WHOSE CONTINUED PRESENCE IN SCHOOL CONSTITUTES A CLEAR THREAT TO THE SAFETY AND HEALTH OF OTHER STUDENTS OR EMPLOYEES, is referred to the Committee on Education.

By Representatives Hensley, Beall, Church, Jack Hunt, and Mercer:

H.B. 1011, A BILL TO BE ENTITLED AN ACT TO DEFINE THE PRESUMPTION OF REASONABLENESS FOR CREDIT LIFE AND CREDIT ACCIDENT AND HEALTH INSURANCE PREMIUMS, is referred to the Committee on Financial Institutions.

By Representatives Michaux, Cummings, and Jack Hunt:

H.B. 1012, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE FUNCTIONS OF THE STATE BOARD OF ELECTIONS

OTHER THAN CAMPAIGN FINANCE TO THE SECRETARY OF STATE, TO CREATE THE POSITION OF DEPUTY SECRETARY OF STATE FOR ELECTIONS TO HANDLE THE PREVIOUS FUNCTIONS OF THE EXECUTIVE SECRETARY-DIRECTOR OF THAT BOARD AND TO CANVASS ELECTIONS AND TO CREATE A CAMPAIGN FINANCE BOARD, is referred to the Committee on State Government.

By Representatives Grady and J. Preston:

H.B. 1013, A BILL TO BE ENTITLED AN ACT TO ABOLISH VOTER REGISTRATION BY PARTY AND TO MAKE OTHER CONFORMING CHANGES, is referred to the Committee on Judiciary I.

By Representatives Grady and J. Preston:

H.B. 1014, A BILL TO BE ENTITLED AN ACT TO ALLOW PERSONS TO BE CANDIDATES IN MORE THAN ONE PARTY PRIMARY, is referred to the Committee on Judiciary I.

By Representatives R. Hunter and Cole:

H.B. 1015, A BILL TO BE ENTITLED AN ACT RELATING TO PRAYERS FOR JUDGEMENT IN INFRACTION CASES WHERE THE NATIONAL SAFETY COUNCIL DEFENSIVE DRIVING COURSE, OR A SIMILAR APPROVED COURSE, HAS BEEN COMPLETED BY THE PERSON CITED, is referred to the Committee on Judiciary II.

By Representatives R. Hunter, Berry, Cole, DeVane, Easterling, Flaherty, and Hall:

H.B. 1016, A BILL TO BE ENTITLED AN ACT TO CHANGE THE GENERAL DRIVERS LICENSE RENEWAL CYCLE FROM FOUR TO FIVE YEARS, is referred to the Committee on Transportation.

By Representative Gamble:

H.B. 1017, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PROVISIONS RELATING TO THE MEASURE OF DAMAGES IN CONDEMNATION ACTIONS, is referred to the Committee on Transportation.

By Representatives Dickson and Bowman:

H.B. 1018, A BILL TO BE ENTITLED AN ACT TO PROVIDE IMMUNITY FROM LIABILITY FOR EQUINE ACTIVITIES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Dickson and Bowman:

H.B. 1019, A BILL TO BE ENTITLED AN ACT TO ADJUST THE CHILD SUPPORT FEES CHARGED NONRECIPIENTS OF AID TO FAMILIES WITH DEPENDENT CHILDREN FOR CHILD

SUPPORT ENFORCEMENT TO FOCUS ON THOSE MOST IN FINANCIAL NEED, is referred to the Committee on Finance.

By Representatives Gardner and Flaherty:

H.B. 1020, A BILL TO BE ENTITLED AN ACT TO PROHIBIT PLACEMENT OF ANTIFREEZE IN AREAS WHERE IT MAY POISON ANIMALS, is referred to the Committee on Judiciary II.

By Representative Spears:

H.B. 1021, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL STATE AGENCIES ISSUING BUSINESS LICENSES OR PRIVILEGE LICENSES REPORT QUARTERLY TO THE BUSINESS LICENSE INFORMATION OFFICE THE NUMBER OF LICENSES ISSUED BY CATEGORY, is referred to the Committee on Business and Labor.

By Representative Spears:

H.B. 1022, A BILL TO BE ENTITLED AN ACT TO PHASE IN THE DIRECT DEPOSIT OF CASH PAYMENT PUBLIC ASSISTANCE, is referred to the Committee on Health and Human Services.

By Representative Spears:

H.B. 1023, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT ARTICLE 48 OF THE JUVENILE CODE AND ALL ITS PROVISIONS ARE DEALING WITH DELINQUENT JUVENILES, is referred to the Committee on Judiciary II.

By Representatives Decker, Balmer, Bowman, Brawley, J. Brown, Creech, Culp, DeVane, Edwards, Esposito, Flaherty, Gardner, Holmes, Howard, Ives, Justus, Nichols, C. Preston, Robinson, Russell, Tallent, G. Thompson, Weatherly, and C. Wilson:

H.B. 1024, A BILL TO BE ENTITLED AN ACT TO REQUIRE PARENTAL OR JUDICIAL CONSENT FOR UNEMANCIPATED MINOR'S ABORTION, is referred to the Committee on Courts and Justice.

By Representative Decker:

H.B. 1025, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE VEHICLE IN WHICH A PERSON FLEES OR ATTEMPTS TO ELUDE A PURSUING POLICE VEHICLE IS SUBJECT TO FORFEITURE UNDER CERTAIN CIRCUMSTANCES, is referred to the Committee on Judiciary III.

By Representatives Decker, J. Brown, Brubaker, Creech, Nichols, C. Preston, Weatherly, and C. Wilson:

H.B. 1026, A BILL TO BE ENTITLED AN ACT TO ENACT THE WOMAN'S RIGHT TO KNOW ACT REQUIRING INFORMED CONSENT OF THE PREGNANT WOMAN BEFORE ABORTION MAY BE PERFORMED, is referred to the Committee on Courts and Justice.

By Representative Hackney:

H.B. 1027, A BILL TO BE ENTITLED AN ACT PROVIDING THAT ANY FORUM SELECTION PROVISION IN A CONTRACT ENTERED INTO IN NORTH CAROLINA IS VOID AS AGAINST PUBLIC POLICY, is referred to the Committee on Judiciary I.

By Representatives Hackney and Bowman:

H.B. 1028, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STATE TAXPAYERS' RIGHTS, is referred to the Committee on Finance.

By Representatives Culp, Daughtry, Decker, Dickson, Holmes, Howard, Justus, and Tallent:

H.B. 1029, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE LICENSING REQUIREMENTS FOR CERTAIN PESTICIDE APPLICATORS, is referred to the Committee on Agriculture.

By Representative Hensley:

H.B. 1030, A BILL TO BE ENTITLED AN ACT TO FACILITATE ENFORCEMENT OF THE LAW REQUIRING A MORTGAGEE TO PROVIDE NOTIFICATION OF THE SATISFACTION OF A MORTGAGE OR DEED OF TRUST, is referred to the Committee on Judiciary III.

By Representative Hensley:

H.B. 1031, A BILL TO BE ENTITLED AN ACT TO ADD A REPRESENTATIVE OF THE DIVISION OF JUVENILE SERVICES OF THE ADMINISTRATIVE OFFICE OF THE COURTS TO THE JUVENILE LAW STUDY COMMISSION, is referred to the Committee on State Government.

By Representative Hensley:

H.B. 1032, A BILL TO BE ENTITLED AN ACT TO CREATE THE RESIDENTIAL PROPERTY DISCLOSURE ACT, is referred to the Committee on Judiciary III.

By Representatives Hensley, Jeffus, Nesbitt, Stamey, and Wright:

H.B. 1033, A BILL TO BE ENTITLED AN ACT TO DEFINE A PROFESSIONAL FIRE FIGHTER'S EMPLOYEE RETIREMENT CLASSIFICATION AND BENEFIT ACCRUAL RATE FOR MEMBERS AND BENEFICIARIES OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, is referred to the Committee on Pensions and Retirement.

By Representative Michaux:

H.B. 1034, A BILL TO BE ENTITLED AN ACT TO ALLOW PUBLIC CONTRACTS INVOLVING LESS THAN FIFTY THOUSAND DOLLARS TO BE AWARDED TO NONLICENSED CONTRACTORS, is referred to the Committee on Business and Labor.

By Representative Michaux:

H.B. 1035, A BILL TO BE ENTITLED AN ACT TO PROVIDE A BALANCED STATE CORRECTIONAL SYSTEM THAT WILL BOTH PROTECT THE PUBLIC AND PROVIDE MORE EFFECTIVE AND EQUITABLE CORRECTIONAL PROGRAMMING FOR ALL SENTENCED OFFENDERS, is referred to the Committee on Judiciary I.

By Representatives Luebke, Braswell, Cunningham, Fitch, Hackney, Kuczmarski, Lemmond, Michaux, and B. Miller:

H.B. 1036, A BILL TO BE ENTITLED AN ACT TO INCLUDE REPLACEMENT MEMBERS IN THE DEFINITION OF MEDICAL COMPENSATION THAT IS COMPENSABLE UNDER THE WORKERS' COMPENSATION ACT, is referred to the Committee on Judiciary I.

By Representatives Brubaker and H. Hunter:

H.B. 1037, A BILL TO BE ENTITLED AN ACT TO AMEND THE ADOPTION LAWS PERTAINING TO ACCESS TO ADOPTION RECORDS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives C. Wilson and Hall:

H.B. 1038, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT REAL ESTATE APPRAISERS ARE ENTITLED TO IMPOSE A LIEN ON REAL PROPERTY TO SECURE THE PAYMENT OF DEBTS OWING FOR THE ACTUAL SERVICES FURNISHED IN CONDUCTING AN APPRAISAL OF THAT PROPERTY, is referred to the Committee on Courts and Justice.

By Representative Holt:

H.B. 1039, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE DEPARTMENT OF TRANSPORTATION INCLUDE A GUARANTY CLAUSE IN ALL CONTRACTS FOR THE CONSTRUCTION OF HIGHWAYS BUILT SOLELY WITH STATE FUNDS, is referred to the Committee on Transportation.

By Representative Holt:

H.B. 1040, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CERTIFICATE OF NEED LAW AS IT AFFECTS THE CONSTRUCTION OF HOSPICE FACILITIES, is referred to the Committee on Health and Human Services.

By Representative Holt:

H.B. 1041, A BILL TO BE ENTITLED AN ACT TO MAKE REVISIONS TO THE RIGHT TO NATURAL DEATH LAW, is referred to the Committee on Judiciary I.

By Representative Holt:

H.B. 1042, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO DELETE ALL REFERENCES TO THE

STATE BOARD OF EDUCATION AND TO DIRECT THE GENERAL ASSEMBLY TO AMEND THE STATUTES TO ABOLISH THE STATE BOARD OF EDUCATION, is referred to the Committee on Constitutional Amendments and Referenda.

By Representative Holt:

H.B. 1043, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE HEALTH CARE POWER OF ATTORNEY AND THE UNIFORM ANATOMICAL GIFT ACT, is referred to the Committee on Judiciary I.

By Representatives Daughtry, Berry, Bowman, Flaherty, Grady, and J. Preston:

H.B. 1044, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PURPLE HEART RECIPIENT PLATE SHALL BE ANNUALLY RENEWED WITHOUT THE IMPOSITION OF A RENEWAL FEE, is referred to the Committee on Transportation.

By Representatives Miner and J. Preston:

H.B. 1045, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CITIES AND COUNTIES TO CONTRACT WITH NONEMPLOYEES TO CONDUCT BUILDING INSPECTIONS, is referred to the Committee on Insurance.

By Representative Bowen:

H.B. 1046, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO UPDATE THE LAWS REGARDING GOVERNMENTAL PURCHASING AND CONTRACTING, is referred to the Committee on State Government.

By Representative Bowen:

H.B. 1047, A BILL TO BE ENTITLED AN ACT TO REVISE CERTAIN PROCEDURES FOR APPEAL UNDER THE OCCUPATIONAL SAFETY AND HEALTH ACT, is referred to the Committee on Business and Labor.

By Representatives Wood and H. Hunter:

H.B. 1048, A BILL TO BE ENTITLED AN ACT TO PROVIDE BUSING FOR ALL CHILDREN IN KINDERGARTEN THROUGH GRADE 5, REGARDLESS OF HOW CLOSE THEY LIVE TO THEIR SCHOOLS, is referred to the Committee on Education.

By Representatives Richardson, DeVane, and Spears:

H.B. 1049, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW CONCERNING ASSAULTS ON GOVERNMENTAL OFFICERS AND EMPLOYEES TO INCLUDE COMPANY POLICE OFFICERS AND CAMPUS POLICE OFFICERS, is referred to the Committee on Judiciary I.

By Representatives Richardson and Spears:

H.B. 1050, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE DNA DATABASE AND DATABANK ACT OF 1993, is referred to the Committee on Judiciary I.

By Representatives Colton, Bowman, and Gottovi:

H.B. 1051, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR "STATE OF THE ARTS" REGISTRATION PLATES AND TO PROVIDE FOR THE EXPENDITURE OF THE PROCEEDS FROM THE SALES OF THESE SPECIALIZED REGISTRATION PLATES, is referred to the Committee on Transportation.

By Representatives Colton and Gottovi:

H.B. 1052, A BILL TO BE ENTITLED AN ACT TO RESTRICT THE REMOVAL OF VEGETATION FROM HIGHWAY RIGHTS-OF-WAY AND TO ESTABLISH PENALTIES FOR ILLEGAL CUTTING OF VEGETATION FROM HIGHWAY RIGHTS-OF-WAY, is referred to the Committee on Transportation.

By Representative Colton:

H.B. 1053, A BILL TO BE ENTITLED AN ACT TO LIMIT THE CONSTRUCTION OF BILLBOARDS, is referred to the Committee on Environment.

By Representatives Colton, Gottovi, and Jarrell:

H.B. 1054, A BILL TO BE ENTITLED AN ACT RELATING TO THE AMORTIZATION OF PROPERTY AND TO LIMIT THE PHASING OUT OF NONCONFORMING USES, is referred to the Committee on Judiciary I.

By Representative Colton:

H.B. 1055, A BILL TO BE ENTITLED AN ACT TO PROVIDE EQUALIZATION OF RETIREMENT BENEFITS FOR CERTAIN RETIRED GENERAL EMPLOYEES AND THEIR BENEFICIARIES IN THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, is referred to the Committee on Pensions and Retirement.

By Representatives Colton, Cummings, Gist, H. Hunter, Jeffus, Jenkins, and Warner:

H.B. 1056, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT NONCERTIFICATED PUBLIC SCHOOL EMPLOYEES BE HIRED ON A CONTINUING CONTRACT, is referred to the Committee on Public Employees.

By Representative Colton:

H.B. 1057, A BILL TO BE ENTITLED AN ACT RELATING TO CRIMINAL PENALTIES FOR PRIVATE SEXUAL ACTIVITY BETWEEN CONSENTING ADULTS, is referred to the Committee on Judiciary II.

By Representatives Colton, Gamble, Gottovi, Green, and Judy Hunt:

H.B. 1058, A BILL TO BE ENTITLED AN ACT TO PROHIBIT SMOKING IN PUBLIC INDOOR AREAS EXCEPT IN DESIGNATED SMOKING AREAS, is referred to the Committee on Courts and Justice.

By Representatives Colton, Cummings, and H. Hunter:

H.B. 1059, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO REQUIRE THAT ALL LOCAL SCHOOL ADMINISTRATIVE UNITS PROVIDE INSTRUCTION ON CONFLICT RESOLUTION AND MEDIATION, is referred to the Committee on Education.

By Representative Colton:

H.B. 1060, A BILL TO BE ENTITLED AN ACT TO PERMIT FARMS OWNED BY NONPROFIT INSTITUTIONS TO PARTICIPATE IN THE FARMLAND PRESERVATION PROGRAM, is referred to the Committee on Agriculture.

By Representative DeVane:

H.B. 1061, A BILL TO BE ENTITLED AN ACT TO AMEND THE LEAKING PETROLEUM UNDERGROUND STORAGE TANK CLEANUP ACT OF 1988, is referred to the Committee on Environment.

By Representatives Fitch, Alexander, Barns, Barnhill, Berry, Braswell, Colton, Crawford, Dickson, Easterling, Gist, Green, Hackney, Hall, Holt, Judy Hunt, H. Hunter, Ives, Jeffus, Kennedy, Kinney, Lemmond, Luebke, B. Miller, Miner, Moore, Warner, and Wright:

H.B. 1062, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MENTALLY RETARDED PERSON CONVICTED OF FIRST DEGREE MURDER MAY NOT BE SENTENCED TO DEATH, is referred to the Committee on Courts and Justice.

By Representatives Fitch, Baddour, Barnhill, Braswell, D. Brown, Burton, Colton, Cummings, Cunningham, Daughtry, Dockham, Flaherty, Gamble, Gardner, Green, Griffin, H. Hunter, Jenkins, Kennedy, Kinney, Kuczmarski, Lemmond, Mavretic, McAllister, Michaux, B. Miller, Moore, Oldham, Richardson, Smith, Spears, Sutton, Wainwright, C. Wilson, and Wright:

H.B. 1063, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR ECONOMIC AND FAMILY JUSTICE, is referred to the Committee on Appropriations.

By Representatives Fitch and Oldham:

H.B. 1064, A BILL TO BE ENTITLED AN ACT TO CORRECT INEQUITIES IN THE SALARIES OF CERTAIN EQUALLY QUALIFIED MINORITIES, FEMALES, AND WHITE MALES EXEMPT FROM THE STATE PERSONNEL ACT WITHIN OCCUPATIONAL CATEGORIES IN STATE EMPLOYMENT, is referred to the Committee on Public Employees.

By Representatives Fitch, Easterling, and H. Hunter:

H.B. 1065, A BILL TO BE ENTITLED AN ACT TO CORRECT INEQUITIES IN THE SALARIES OF EQUALLY QUALIFIED

MINORITIES, FEMALES, AND WHITE MALES EMPLOYED BY THE NORTH CAROLINA GENERAL ASSEMBLY, is referred to the Committee on Public Employees.

By Representatives Fitch and Bowman:

H.B. 1066, A BILL TO BE ENTITLED AN ACT TO RAISE THE PER DIEM FOR BOARD OF TRANSPORTATION MEMBERS, is referred to the Committee on Appropriations.

By Representative Fitch:

H.B. 1067, A BILL TO BE ENTITLED AN ACT TO ABOLISH A DISTRICT COURT JUDGESHIP IN DISTRICT COURT DISTRICT SEVEN, is referred to the Committee on Judiciary III.

By Representative Richardson:

H.B. 1068, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MEMBERSHIP OF THE NORTH CAROLINA CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION, is referred to the Committee on State Government.

By Representative Richardson:

H.B. 1069, A BILL TO BE ENTITLED AN ACT TO EFFECT FORFEITURES IN NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operation of the House.

By Representatives Robinson, Flaherty, and G. Thompson:

H.B. 1070, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RENOVATION OF THE CALDWELL COUNTY HISTORICAL MUSEUM, is referred to the Committee on Appropriations.

By Representative Holt:

H.B. 1071, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES REGARDING PREPAID ENTERTAINMENT CONTRACTS, is referred to the Committee on Business and Labor.

By Representatives McLaughlin, Bowman, and Flaherty:

H.B. 1072, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A REFERENDUM TO AMEND THE CONSTITUTION TO ESTABLISH A GUBERNATORIAL VETO WITH ONE-HOUSE OVERRIDE, AND TO MAKE STATUTORY CHANGES IN THE APPOINTMENT OF THE BOARD OF TRANSPORTATION AND PROVIDE FOR LEGISLATIVE CONFIRMATION OF CERTAIN GUBERNATORIAL APPOINTMENTS, is referred to the Committee on Constitutional Amendments and Referenda.

By Representatives Flaherty and Richardson:

H.B. 1073, A BILL TO BE ENTITLED AN ACT TO ALLOW A PARTY UPON WHOM AN OFFER OF JUDGMENT IS SERVED BY

A PARTY DEFENDING A CLAIM TO MAKE A COUNTEROFFER FOR THE JUDGMENT AGAINST THE PARTY DEFENDING THE CLAIM, is referred to the Committee on Courts and Justice.

By Representatives Holt, Flaherty, Kennedy, and G. Thompson:

H.B. 1074, A BILL TO BE ENTITLED AN ACT TO RAISE THE EDUCATIONAL QUALIFICATIONS FOR THE OFFICE OF MAGISTRATE AND TO MODIFY THE MAGISTRATE'S PAY PLAN ACCORDINGLY, is referred to the Committee on Courts and Justice.

By Representatives H. Hunter and Berry:

H.B. 1075, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE ENVIRONMENTAL MANAGEMENT COMMISSION TO ABATE PENALTIES FOR SCHOOLS IN VIOLATION OF WATER QUALITY REQUIREMENTS SO THAT FUNDS MAY BE USED FOR SYSTEM IMPROVEMENTS, is referred to the Committee on Environment.

By Representative H. Hunter:

H.B. 1076, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A COMMERCIAL FISHING LICENSE, is referred to the Committee on Rules, Calendar, and Operation of the House.

By Representative H. Hunter:

H.B. 1077, A BILL TO BE ENTITLED AN ACT TO DEFINE SEPTAGE, TO MAKE SOME TECHNICAL CORRECTIONS, AND TO ALLOW THE USE OF CHEMICAL OR PORTABLE TOILETS, is referred to the Committee on Health and Human Services.

By Representatives Stamey and Oldham:

H.B. 1078, A BILL TO BE ENTITLED AN ACT RELATING TO THE REVISION OF THE SYSTEM OF CLASSIFICATION OF STATE EMPLOYEES, is referred to the Committee on Public Employees.

By Representatives Stamey, Bowie, Colton, Crawford, Easterling, Hall, Luebke, and McLawhorn:

H.B. 1079, A BILL TO BE ENTITLED AN ACT TO REDUCE THE COSTS OF ANIMAL CONTROL BY REQUIRING CITIES AND COUNTIES TO CHARGE A LOWER ANIMAL TAX ON DOGS THAT HAVE BEEN SPAYED OR NEUTERED, BY PROVIDING FOR LOCAL CLINICS FOR THE SPAYING AND NEUTERING OF ANIMALS, AND BY ESTABLISHING A PET FUND WITHIN THE ANIMAL WELFARE SECTION OF THE DEPARTMENT OF AGRICULTURE TO PROVIDE ASSISTANCE TO THOSE CLINICS, is referred to the Committee on Finance.

By Representative Stamey:

H.B. 1080, A BILL TO BE ENTITLED AN ACT TO INCREASE THE NUMBER OF MEMBERS OF THE STATE PERSONNEL

COMMISSION AND TO PROVIDE THAT PANELS OF MEMBERS OF THE STATE PERSONNEL COMMISSION MAY EXERCISE CERTAIN COMMISSION POWERS, is referred to the Committee on Public Employees.

By Representative Stamey:

H.B. 1081, A BILL TO BE ENTITLED AN ACT TO MODIFY THE SCOPE OF AND REQUIREMENTS PERTAINING TO PROTESTS OF AMENDMENTS TO MUNICIPAL ZONING REGULATIONS, ZONING RESTRICTIONS, AND ZONE BOUNDARIES, is referred to the Committee on Judiciary II.

By Representatives McAllister, Arnold, Barnhill, Beall, Bowie, Bowman, D. Brown, Brubaker, Burton, Colton, Cummings, Cunningham, DeVane, Easterling, Esposito, Fitch, Flaherty, Gamble, Gardner, Gist, Gottovi, Green, Hill, Holt, Howard, Judy Hunt, H. Hunter, Jeffus, Kennedy, Kinney, Mavretic, McLawhorn, Michaux, Nesbitt, Nichols, Oldham, Richardson, Spears, Stewart, Wainwright, and Warner:

H.B. 1082, A BILL TO BE ENTITLED AN ACT TO GIVE THE BOARD OF PHARMACY AUTHORITY TO REGULATE MEDICAL EQUIPMENT INTENDED FOR USE IN AN INDIVIDUAL'S HOME, is referred to the Committee on Health and Human Services.

By Representative Judy Hunt:

H.B. 1083, A BILL TO BE ENTITLED AN ACT TO CONFORM STATE GAS PIPELINE PENALTY STANDARDS TO THE NEWLY ENACTED AMENDMENTS TO THE FEDERAL NATURAL GAS PIPELINE SAFETY ACT OF 1968, is referred to the Committee on Public Utilities.

By Representatives G. Miller:

H.B. 1084, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT, FOR SMALL CLAIM ACTIONS, A BUSINESS THAT DOES BUSINESS WITHIN THE COUNTY IN WHICH THE ACTION IS COMMENCED IS SUBJECTED TO THE JURISDICTION OF THE COURT EVEN THOUGH PROCESS WAS SERVED ON AN AGENT LOCATED IN A DIFFERENT COUNTY, is referred to the Committee on Judiciary I.

By Representative G. Miller:

H.B. 1085, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE TO DEVELOP A RISK MANAGEMENT PROGRAM COVERING ALL STATE AGENCIES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives G. Miller and Luebke:

H.B. 1086, A BILL TO BE ENTITLED AN ACT TO MAKE FAILURE TO RETURN LIBRARY MATERIALS A MISDEMEANOR, is referred to the Committee on Judiciary I.

By Representatives Berry and Grady:

H.B. 1087, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN APPLICANT FOR A DRIVERS LICENSE SHALL BE ALLOWED ONLY ONE ORAL EXAMINATION AND THAT RENEWAL EXAMINATIONS SHALL BE WRITTEN, is referred to the Committee on Transportation.

By Representatives Redwine, Decker, and Hall:

H.B. 1088, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MEMBERSHIP ON COUNTY BOARDS OF HEALTH SHALL INCLUDE LICENSED CHIROPRACTORS, is referred to the Committee on Health and Human Services.

By Representatives Redwine and Flaherty:

H.B. 1089, A BILL TO BE ENTITLED AN ACT RELATING TO THE DEFINITION OF PYROTECHNICS UNDER CHAPTER 14 OF THE NORTH CAROLINA GENERAL STATUTES, is referred to the Committee on Judiciary II.

By Representatives Redwine, Bowman, Decker, Flaherty, Hall, Hill, Jeffus, and Robinson:

H.B. 1090, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT THAT MAY BE IN CONTROVERSY IN SMALL CLAIMS COURT, is referred to the Committee on Judiciary II.

By Representatives Baddour, Hackney, and Nesbitt (Co-Sponsors); and Gardner:

H.B. 1091, A BILL TO BE ENTITLED AN ACT TO PHASE IN STATEWIDE MEDIATED SETTLEMENT CONFERENCES IN SUPERIOR COURT ACTIONS, is referred to the Committee on Judiciary III.

By Representatives Hensley, Alexander, Bowman, D. Brown, Church, Cole, Griffin, Hall, Hill, Jack Hunt, R. Hunter, Joye, McCrary, Mercer, Michaux, B. Miller, Oldham, and Smith:

H.B. 1092, A BILL TO BE ENTITLED AN ACT TO REQUIRE JUVENILE COURT COUNSELORS TO NOTIFY SCHOOL OFFICIALS WHEN A JUVENILE ADJUDICATED DELINQUENT FOR A VIOLENT OFFENSE IS ORDERED TO ATTEND SCHOOL AS A CONDITION OF PROBATION, is referred to the Committee on Education.

By Representatives Hensley and Holt:

H.B. 1093, A BILL TO BE ENTITLED AN ACT TO CREATE THE ALCOHOLIC BEVERAGE CONTROL LAWS STUDY COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Cole and Bowman:

H.B. 1094, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW RELATING TO THE CONDITIONAL DELIVERY OF

MOTOR VEHICLES AND TO PROVIDE FOR INSURANCE COVERAGE FOR VEHICLES ADDED TO EXISTING POLICIES ON NONBUSINESS DAYS, is referred to the Committee on Judiciary II.

By Representatives Cole, Bowman, Gist, Holt, and Kennedy:

H.B. 1095, A BILL TO BE ENTITLED AN ACT TO PROHIBIT INSURERS FROM REQUIRING OR RECOMMENDING THE USE OF SPECIFIED REPAIR COMPANIES FOR MOTOR VEHICLE DAMAGE REPAIRS, is referred to the Committee on Insurance.

By Representatives Cole, Beall, Black, Bowman, Brawley, Burton, Colton, Decker, Flaherty, Hayes, Holt, Howard, Kinney, Kuczmarski, McLawhorn, B. Miller, Robinson, Russell, Sutton, Weatherly, and Wilkins:

H.B. 1096, A BILL TO BE ENTITLED AN ACT MAKING CARJACKING A CRIME IN NORTH CAROLINA, is referred to the Committee on Judiciary II.

By Representative Lemmond:

H.B. 1097, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PROCEDURE TO HANDLE CHALLENGES TO RESIDENCE OF CANDIDATES FOR ELECTIVE OFFICE, AND TO PUT THE BURDEN OF PROOF ON THE CANDIDATE, is referred to the Committee on Judiciary I.

By Representatives Lemmond and Bowie:

H.B. 1098, A BILL TO BE ENTITLED AN ACT TO REQUIRE CONTRACTS FOR THE PURCHASE OF ADVERTISING IN FOR-PROFIT WRITTEN PERIODICALS TO INCLUDE CERTAIN TERMS, INCLUDING A STATEMENT OF THE CIRCULATION OF THE PERIODICAL, AND TO PROVIDE REMEDIES FOR THE PURCHASER IN THE EVENT THE SELLER FAILS TO COMPLY, is referred to the Committee on Business and Labor.

By Representatives Nichols, Alphin, Arnold, Balmer, Berry, Bowie, Bowman, Brawley, Brubaker, Cole, Creech, Culp, Daughtry, Decker, Dickson, Dockham, Edwards, Ellis, Gardner, Grady, Hall, Hayes, Howard, Ives, Joye, Kinney, Kuczmarski, Lemmond, Mavretic, McAllister, Mercer, Miner, Mitchell, C. Preston, J. Preston, Russell, Spears, Tallent, G. Thompson, R. Thompson, Wainwright, Weatherly, and Wood:

H.B. 1099, A BILL TO BE ENTITLED AN ACT TO CHARGE NONRESIDENTS ATTENDING THE UNIVERSITY OF NORTH CAROLINA SYSTEM TUITION THAT REPRESENTS THE TOTAL COST OF THEIR EDUCATION, is referred to the Committee on Education.

By Representatives Nichols, Bowman, and McLawhorn:

H.B. 1100, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IT IS FIRST DEGREE MURDER TO KILL A LAW

ENFORCEMENT OFFICER, A CORRECTIONAL OFFICER, A DISTRICT ATTORNEY, AN ASSISTANT DISTRICT ATTORNEY, A JUSTICE, OR A JUDGE, is referred to the Committee on Courts and Justice.

By Representatives Oldham, Braswell, D. Brown, Burton, Crawford, Cummings, Cunningham, Fitch, Gist, Hill, Jarrell, Jeffus, Kennedy, Kinney, Luebke, Michaux, Warner, and Wilmoth:

H.B. 1101, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MINIMUM LEAVE GRANTED TO STATE EMPLOYEES AND TO PROVIDE FOR CONVERSION OF VACATION LEAVE TO SICK LEAVE, is referred to the Committee on Public Employees.

By Representatives DeVane and Bowman:

H.B. 1102, A BILL TO BE ENTITLED AN ACT TO CREATE THE PESTICIDE ENVIRONMENTAL TRUST FUND, TO BE FUNDED BY AN ASSESSMENT FOR EACH BRAND OR GRADE OF PESTICIDE REGISTERED, is referred to the Committee on Environment.

By Representatives Ellis, Balmer, and Nichols:

H.B. 1103, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE GOVERNOR AND LIEUTENANT GOVERNOR RUN AS A JOINT TICKET IN THE GENERAL ELECTION, is referred to the Committee on Judiciary I.

By Representatives Ellis and Nichols:

H.B. 1104, A BILL TO BE ENTITLED AN ACT GRANTING ENFORCEMENT INSPECTORS AND OFFICERS OF THE DIVISION OF MOTOR VEHICLES THE AUTHORITY TO ASSIST IN THE ENFORCEMENT OF LAWS WHEN A CRIME HAS BEEN COMMITTED IN THEIR PRESENCE OR WHEN A STATE OR LOCAL LAW ENFORCEMENT AGENCY HAS REQUESTED THEIR ASSISTANCE, is referred to the Committee on Judiciary I.

By Representatives Ellis, Decker, and Nichols:

H.B. 1105, A BILL TO BE ENTITLED AN ACT TO LIMIT BALLOT ACCESS TO MEMBERS OF THE UNITED STATES HOUSE OF REPRESENTATIVES WHO HAVE SERVED SIX TWO-YEAR TERMS, AND UNITED STATES SENATORS WHO HAVE SERVED TWO SIX-YEAR TERMS, is referred to the Committee on Constitutional Amendments and Referenda.

By Representatives Ellis, Decker, and Nichols:

H.B. 1106, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO LIMIT MEMBERS OF THE LEGISLATURE TO THREE CONSECUTIVE TERMS IN A HOUSE, AND TO LIMIT MEMBERS OF THE EXECUTIVE BRANCH TO TWO FOUR-YEAR TERMS, is referred to the Committee on Constitutional Amendments and Referenda.

By Representatives G. Thompson, Berry, and Brawley:

H.B. 1107, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE CRITICAL AREA REQUIREMENT AROUND A WATER SUPPLY MAY BE WAIVED IN CERTAIN LIMITED CIRCUMSTANCES, is referred to the Committee on Environment.

By Representatives Fitch and Michaux:

H.B. 1108, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A LIMITATION FOR CIVIL ACTIONS BASED ON PERSONAL INJURY OR ILLNESS CAUSED BY CHILDHOOD SEXUAL ABUSE, is referred to the Committee on Courts and Justice.

By Representatives Baddour and Wilkins (Co-Sponsors):

H.B. 1109, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES AND CITIES TO ENGAGE IN ADDITIONAL LOCAL ECONOMIC DEVELOPMENT ACTIVITIES, is referred to the Committee on Business and Labor.

By Representative Baddour:

H.B. 1110, A BILL TO BE ENTITLED AN ACT TO SPLIT JUDICIAL DIVISION 1 INTO 1A AND 1B, is referred to the Committee on Courts and Justice.

By Representative Gardner:

H.B. 1111, A BILL TO BE ENTITLED AN ACT TO PROVIDE EMERGENCY COMMITMENT OF VIOLENT PERSONS SUFFERING FROM SUBSTANCE ABUSE UNDER THE SAME PROCEDURES AVAILABLE FOR VIOLENT PERSONS WHO ARE MENTALLY ILL, is referred to the Committee on Courts and Justice.

By Representatives Gardner and Bowman:

H.B. 1112, A BILL TO BE ENTITLED AN ACT TO RESTRICT THE TIME PERIOD WITHIN WHICH UNSOLICITED AUTOMATIC DIALING AND RECORDED MESSAGES MAY BE MADE BY PHONE, is referred to the Committee on Judiciary II.

By Representatives Nye and Bowman:

H.B. 1113, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING DOMICILIARY CARE LICENSING, is referred to the Committee on Health and Human Services.

By Representative Wright:

H.B. 1114, A BILL TO BE ENTITLED AN ACT TO ESTABLISH TELECOMMUNICATOR CERTIFICATION AND TRAINING REQUIREMENTS AND TO FUND A PROGRAM OF TRAINING FOR PUBLIC SAFETY TELECOMMUNICATORS, is referred to the Committee on Judiciary II.

By Representative Hackney:

H.B. 1115, A BILL TO BE ENTITLED AN ACT TO PROVIDE A CIVIL ACTION REMEDY FOR PERSONS WHO ARE SEXUALLY

EXPLOITED BY THEIR PSYCHOTHERAPIST, is referred to the Committee on Judiciary I.

By Representatives Gamble and Bowman:

H.B. 1116, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE STATE BUDGET BE BALANCED USING GENERALLY ACCEPTED ACCOUNTING PRINCIPLES AS PRESCRIBED BY THE GOVERNMENTAL ACCOUNTING STANDARDS BOARD, is referred to the Committee on Appropriations.

By Representative G. Thompson:

H.B. 1117, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ISSUANCE OF CITATIONS AGAINST PERSONS VIOLATING THE PROVISIONS AND RULES REGARDING THE LICENSING OF ELECTRICAL CONTRACTORS, is referred to the Committee on State Government.

By Representative Fussell:

H.B. 1118, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT LOCAL UNANIMITY IS NOT A PREREQUISITE TO A WATER SUPPLY WATERSHED RECLASSIFICATION, is referred to the Committee on Environment.

By Representatives Braswell, Berry, Colton, Cummings, Esposito, Gardner, Gottovi, Holt, Howard, Kuczmarski, McAllister, Russell, and C. Wilson:

H.B. 1119, A BILL TO BE ENTITLED AN ACT REGARDING THE ESTABLISHMENT OF PATERNITY OF A CHILD BY AFFIDAVIT, CHANGING THE LAWS OF EVIDENCE RELATING TO PATERNITY TESTING IN CIVIL ACTIONS, AND GIVING PRIORITY TO THE TRIAL OF PATERNITY ACTIONS, is referred to the Committee on Courts and Justice.

By Representative Braswell:

H.B. 1120, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROCEDURE FOR FORECLOSURE UNDER POWER OF SALE AND TO ESTABLISH A NEW UPSET BID PROCEDURE, is referred to the Committee on Courts and Justice.

By Representative Fussell:

H.B. 1121, A BILL TO BE ENTITLED AN ACT TO PROHIBIT A UNIT OF LOCAL GOVERNMENT FROM EXPANDING ITS LOCAL WATER SUPPLY SYSTEM UNLESS IT HAS COMPLETED AN APPROVED LOCAL WATER SUPPLY PLAN, is referred to the Committee on Public Utilities.

By Representatives Bowie, Alexander, Alphin, Arnold, Balmer, Barbee, Berry, Black, Bowen, Bowman, Brawley, J. Brown, Burton, Cole, Colton, Crawford, Creech, Culp, Cummings, Daughtry, Decker, DeVane, Dickson, Dockham, Edwards, Esposito, Flaherty, Gamble, Gist, Gottovi, Grady, Green, Hall, Hill, Holmes, Holt, Howard,

H. Hunter, Ives, Jarrell, Jenkins, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McLaughlin, Mercer, Miner, Mitchell, Morgan, Nichols, C. Preston, J. Preston, Ramsey, Robinson, Russell, Spears, Stamey, Sutton, Tallent, G. Thompson, R. Thompson, Warner, Wilkins, Wilmoth, C. Wilson, and Wood:

H.B. 1122, A BILL TO BE ENTITLED AN ACT TO DIRECT THE HEALTH SERVICES COMMISSION TO ADOPT RULES RESTRICTING THE OFFERING OF UNWRAPPED FOOD SAMPLES, is referred to the Committee on Health and Human Services.

By Representatives McLaughlin, Bowman, H. Hunter, and Wilkins:

H.B. 1123, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PARENT WHO ALLOWS A CHILD TO TAKE A WEAPON ON SCHOOL GROUNDS IS GUILTY OF A MISDEMEANOR PUNISHABLE BY A FINE AND TO PROVIDE THAT A PERSON CONVICTED OF A WEAPONS OFFENSE AT SCHOOL SHALL RECEIVE A MANDATORY SENTENCE OF THIRTY DAYS IMPRISONMENT, is referred to the Committee on Judiciary I.

By Representative Daughtry:

H.B. 1124, A BILL TO BE ENTITLED AN ACT TO LICENSE SALVAGE VEHICLE DEALERS, is referred to the Committee on Judiciary II.

By Representatives Howard, Arnold, Balmer, Barnes, Berry, Brawley, J. Brown, Colton, Creech, Culp, Decker, Dickson, Ellis, Esposito, Fitch, Flaherty, Gamble, Gardner, Grady, Ives, Justus, Kinney, Lee, Luebke, Mavretic, Mitchell, J. Preston, Russell, Tallent, G. Thompson, R. Thompson, Weatherly, and Wood:

H.B. 1125, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT FUNDS HELD FOR THE PAYMENT OF TAXES, INSURANCE, OR OTHER COSTS INCIDENT TO A FIRST MORTGAGE OR DEED OF TRUST ON RESIDENTIAL REAL PROPERTY EARN INTEREST OR BE CREDITED AGAINST PRINCIPAL UNTIL EXPENSES ARE PAID, is referred to the Committee on Financial Institutions.

By Representatives Diamont, Bowman, Jeffus, Kennedy, and J. Preston:

H.B. 1126, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A MEMBER OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO PURCHASE TIME LOST DUE TO INTERRUPTED SERVICE FOR MATERNITY AND PARENTAL LEAVE, is referred to the Committee on Pensions and Retirement.

By Representatives Diamont and Bowman:

H.B. 1127, A BILL TO BE ENTITLED AN ACT TO CONTINUE THE MOTORCYCLE SAFETY INSTRUCTION PROGRAM DELIVERED THROUGH THE DEPARTMENT OF COMMUNITY COLLEGES, is referred to the Committee on Appropriations.

By Representatives Weatherly, Balmer, J. Brown, Cole, Colton, Culp, Dickson, Hayes, Holmes, Howard, Justus, and Nichols:

H.B. 1128, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A DEPUTY SUPERVISOR OF ELECTIONS FOR A COUNTY MAY REGISTER VOTERS IN THAT COUNTY REGARDLESS OF WHETHER THE DEPUTY SUPERVISOR RESIDES IN THAT COUNTY, AND TO CHANGE THE REQUIREMENT OF THE ELECTION LAWS CONCERNING VOTING BOOTHS, is referred to the Committee on Judiciary I.

By Representatives Hightower, Cunningham, DeVane, Sutton, and Warner:

H.B. 1129, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A STATE ARCHITECT AND TO REQUIRE COMPETITIVE BIDDING ON STATE ARCHITECTURAL, ENGINEERING, AND SURVEYING CONTRACTS, is referred to the Committee on State Government.

By Representatives Easterling, Barnes, Black, Colton, Gottovi, McAllister, and Wainwright:

H.B. 1130, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE EXEMPTION OF DAY CARE OFFERED BY NONPUBLIC SCHOOLS FROM DAY CARE REGULATION, is referred to the Committee on Children, Youth and Families.

By Representatives Gottovi, Colton, Redwine, Russell, and Wright:

H.B. 1131, A BILL TO BE ENTITLED AN ACT TO DIRECT THE GOVERNOR'S COMMISSION ON WORK FORCE PREPAREDNESS TO STUDY THE NEED FOR GRANT FUNDS FOR STATE LITERACY PROGRAMS, is referred to the Committee on Business and Labor.

By Representatives Gottovi, Barnes, Berry, Flaherty, and Hackney:

H.B. 1132, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STUDY OF TAX CREDITS FOR BUSINESSES THAT PURCHASE PRODUCTS WITH RECYCLED CONTENT OR ANY OTHER TAX INCENTIVES THAT WOULD SERVE TO PROMOTE THE DEVELOPMENT OF MARKETS FOR RECYCLABLES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Gottovi, Barnes, and Luebke:

H.B. 1133, A BILL TO BE ENTITLED AN ACT TO PERMIT MEN WHO ARE DIVORCED OR WIDOWED TO RESUME USE OF THE SURNAME THEY USED BEFORE MARRIAGE, is referred to the Committee on Courts and Justice.

By Representatives Russell, Bowman, and Gardner:

H.B. 1134, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT NEWBORNS WHO WERE EXPOSED TO ILLICIT DRUGS

OR TO ALCOHOL PRIOR TO BIRTH ARE NEGLECTED UNDER G.S. 7A-517, is referred to the Committee on Courts and Justice.

By Representatives Russell, Bowman, and Gardner:

H.B. 1135, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE COMMERCIAL DISSEMINATION OF SADISTIC VIDEOS TO MINORS, is referred to the Committee on Courts and Justice.

By Representatives Jenkins, Alexander, Beall, Burton, Colton, Crawford, Culp, Dickson, Gamble, Gardner, Gottovi, Green, Hensley, Judy Hunt, Joye, Kuczmarski, Luebke, B. Miller, Richardson, C. Wilson, and Wright:

H.B. 1136, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE SALE OF CIGARETTES IN VENDING MACHINES EXCEPT UNDER CERTAIN CONDITIONS THAT WILL PREVENT SALES TO MINORS, is referred to the Committee on Courts and Justice.

By Representatives Warner, Bowman, and H. Hunter:

H.B. 1137, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CLEAN WATER REVOLVING LOAN AND GRANT PROGRAM TO ALLOW MUNICIPALITIES TO PLEDGE USER FEES OR ANY AVAILABLE SOURCES OF REVENUES FOR THE PAYMENT OF REVOLVING FUNDS, is referred to the Committee on Environment.

By Representative Warner:

H.B. 1138, A BILL TO BE ENTITLED AN ACT TO IMPROVE PROGRAM IMPLEMENTATION AND CLARIFY AUTHORITIES OF THE ENVIRONMENTAL MANAGEMENT COMMISSION IN AREAS OF PERMIT ISSUANCE, PUBLIC MEETINGS, WATER SUPPLY PROTECTION, AND LABORATORY CERTIFICATION AND TO AMEND PROVISIONS OF THE NORTH CAROLINA ADMINISTRATIVE PROCEDURES ACT FOR DECLARATORY RULINGS, RULE NOTICES AND FISCAL NOTES, is referred to the Committee on Environment.

By Representatives J. Brown, Berry, Brawley, and Decker:

H.B. 1139, A BILL TO BE ENTITLED AN ACT TO DELAY THE IMPLEMENTATION OF THE WATERSHED PROTECTION RULES ADOPTED BY THE ENVIRONMENTAL MANAGEMENT COMMISSION AND TO DIRECT THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO HOLD COUNTY-BASED EDUCATIONAL SESSIONS TO EXPLAIN THE NEED FOR AND IMPACT OF THE WATERSHED PROTECTION ACT, is referred to the Committee on Environment.

By Representatives J. Brown, Arnold, Barbee, Brawley, Creech, Culp, Dockham, Ellis, Grady, Mitchell, Nichols, J. Preston, Weatherly, and P. Wilson:

H.B. 1140, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE IDENTIFICATION OF THE FATHER OF ANY CHILD

ELIGIBLE FOR PUBLIC ASSISTANCE, is referred to the Committee on Courts and Justice.

By Representatives Alexander, D. Brown, Church, Hill, H. Hunter, James, Jenkins, and Richardson:

H.B. 1141, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT AN INDIVIDUAL WHO HAS RECEIVED MENTAL HEALTH SERVICES IS NOT PREJUDICED WHEN APPLYING FOR INSURANCE, is referred to the Committee on Insurance.

By Representatives Alexander, Bowman, D. Brown, Church, Colton, Hill, H. Hunter, James, Jenkins, Richardson, and Robinson:

H.B. 1142, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA SUBSTANCE ABUSE PROFESSIONALS CERTIFICATION ACT, is referred to the Committee on State Government.

By Representatives Alexander, Barnes, Bowie, Colton, Cummings, Easterling, Gottovi, Holt, Howard, Jarrell, Jenkins, Kennedy, Kuczmarski, McAllister, Russell, and Stamey:

H.B. 1143, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT BREAST FEEDING DOES NOT VIOLATE INDECENCY LAWS, is referred to the Committee on Courts and Justice.

By Representatives Alexander, D. Brown, Church, Easterling, Hall, Hill, and Russell:

H.B. 1144, A BILL TO BE ENTITLED AN ACT TO ADDRESS THE PROBLEM OF TRUST FUNDS DEVELOPED FOR PURPOSES OF MEDICAID ELIGIBILITY, is referred to the Committee on Health and Human Services.

By Representatives Alexander, D. Brown, Church, Easterling, and Hill:

H.B. 1145, A BILL TO BE ENTITLED AN ACT TO ADDRESS THE PROBLEM OF LIFE INSURANCE PURCHASES FOR THE PURPOSE OF MEDICAID ELIGIBILITY, is referred to the Committee on Health and Human Services.

By Representatives Alexander, D. Brown, Church, Easterling, and Hill:

H.B. 1146, A BILL TO BE ENTITLED AN ACT TO ADDRESS THE PROBLEM OF INCREMENTAL ASSET TRANSFERS FOR PURPOSES OF MEDICAID ELIGIBILITY, is referred to the Committee on Health and Human Services.

By Representatives Alexander and Easterling:

H.B. 1147, A BILL TO BE ENTITLED AN ACT TO SPECIFY THE EFFECT OF CERTAIN TRANSFERS ON ELIGIBILITY FOR STATE MEDICAL ASSISTANCE FOR LONG-TERM CARE, is referred to the Committee on Health and Human Services.

By Representatives Alexander, D. Brown, Church, Easterling, Hill, Jeffus, McCrary, and Rogers:

H.B. 1148, A BILL TO BE ENTITLED AN ACT TO DIRECT THE ADMINISTRATIVE OFFICE OF THE COURTS TO DEVELOP AN EDUCATIONAL PROGRAM FOR DIVORCING COUPLES WITH CHILDREN, is referred to the Committee on Courts and Justice.

By Representatives Alexander, Balmer, D. Brown, Church, Colton, Gottovi, Hill, Kuczmarski, Mercer, and Russell:

H.B. 1149, A BILL TO BE ENTITLED AN ACT TO AMEND THE MEDICAL PRACTICE ACT AS IT RELATES TO ORAL SURGERY, is referred to the Committee on State Government.

By Representative Richardson:

H.B. 1150, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DEPARTMENT OF TRANSPORTATION FROM CLOSING OR ABANDONING A STATE ROAD WITHIN ONE MILE OF A MUNICIPALITY WITHOUT THAT MUNICIPALITY'S CONSENT, is referred to the Committee on Transportation.

By Representatives Justus, Alexander, Arnold, Balmer, Beall, Berry, Bowie, Bowman, J. Brown, Church, Colton, Crawford, Creech, Culp, DeVane, Dickson, Edwards, Esposito, Flaherty, Gamble, Gardner, Gottovi, Grady, Hensley, Hill, Holmes, Howard, H. Hunter, R. Hunter, Ives, James, Joye, Kuczmarski, Lee, Lemmond, Lutz, Mavretic, McCombs, McLawhorn, Mercer, Nichols, C. Preston, J. Preston, Ramsey, Robinson, Russell, Stamey, G. Thompson, R. Thompson, Warner, Weatherly, C. Wilson, and Wood:

H.B. 1151, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IT IS A MATTER OF STATE POLICY TO STRICTLY ENFORCE THE LITTERING LAW AND TO REQUIRE PERSONS WHO ARE CONVICTED OF LITTERING TO PICK UP LITTER UNDER A COMMUNITY SERVICE PROGRAM, is referred to the Committee on Judiciary I.

By Representative Mavretic:

H.B. 1152, A BILL TO BE ENTITLED AN ACT TO DIRECT THE UTILITIES COMMISSION TO STUDY THE NEED, SCOPE, AND SCHEDULING OF REMEDIATION OF MANUFACTURED GAS PLANT SITES, TO MAKE AN APPROPRIATION THEREFOR, AND TO PROVIDE THAT THE COSTS OF CLEANING UP MANUFACTURED GAS SITES SHALL NOT BE PAID BY THE RATE PAYERS, is referred to the Committee on Public Utilities.

By Representatives Lee and Bowman:

H.B. 1153, A BILL TO BE ENTITLED AN ACT TO PLACE A LIMITATION ON THE CHARGE FOR AND NUMBER OF WEEKS OF COUNSELING THAT MAY BE REQUIRED OF A DEFENDANT CONVICTED OF DRIVING WHILE IMPAIRED, is referred to the Committee on Judiciary III.

By Representatives Lee, DeVane, and Hightower:

H.B. 1154, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE THEFT OF PINE STRAW CONSTITUTES LARCENY AND TO CREATE A NEW ARTICLE REGULATING THE COLLECTION OR DISTRIBUTION OF PINE STRAW, is referred to the Committee on Judiciary III.

By Representative Kuczmarski:

H.B. 1155, A BILL TO BE ENTITLED AN ACT TO REQUIRE CONTINUING EDUCATION FOR REGISTERED COSMETOLOGISTS AND REGISTERED MANICURISTS, is referred to the Committee on State Government.

By Representative Bowman:

H.B. 1156, A BILL TO BE ENTITLED AN ACT TO REQUIRE A LICENSE FOR RECREATIONAL HOOK-AND-LINE FISHING IN COASTAL FISHING WATERS, is referred to the Committee on Environment.

By Representative R. Hunter:

H.B. 1157, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE LAW RELATING TO THE NORTH CAROLINA COURTS COMMISSION, is referred to the Committee on Judiciary II.

By Representative Diamont:

H.B. 1158, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ERECTION OF OUTDOOR ADVERTISING ON A PORTION OF U.S. HIGHWAY 52 AND NORTH CAROLINA HIGHWAY 752 IN SURRY COUNTY, is referred to the Committee on Transportation.

By Representatives H. Hunter and DeVane:

H.B. 1159, A BILL TO BE ENTITLED AN ACT TO REGULATE THE DISPOSAL OF ANIMAL WASTE AT INTENSIVE HOG OPERATIONS, is referred to the Committee on Agriculture.

By Representative Nesbitt:

H.B. 1160, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT THAT CITY OR COUNTY PROPERTY CONVEYANCES TO A NONPROFIT ENTITY AT PRIVATE SALE RECEIVE A UNANIMOUS VOTE OF THE GOVERNING BOARD, is referred to the Committee on Judiciary III.

By Representatives Alexander, Colton, Easterling, Gardner, H. Hunter, and Ives:

H.B. 1161, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT BIOLOGICALLY BASED BRAIN DISEASES ARE PHYSICAL ILLNESSES FOR PURPOSES OF HEALTH INSURANCE COVERAGE, is referred to the Committee on Insurance.

By Representative Holt:

H.B. 1162, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD FOR CALCULATING THE PENALTY FOR EARLY RETIREMENT, is referred to the Committee on Pensions and Retirement.

By Representatives Holt, Gottovi, and Redwine (Co-Sponsors):

H.B. 1163, A BILL TO BE ENTITLED AN ACT TO DESIGNATE STATE DANCES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Holt and Alexander (Co-Sponsors):

H.B. 1164, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW RELATING TO ASSESSMENTS AND TREATMENT UNDER THE "DRIVING WHILE IMPAIRED" LAW, is referred to the Committee on Courts and Justice.

By Representatives G. Miller, Brawley, Grady, Hightower, and J. Preston:

H.B. 1165, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS SUBSTANTIVE AMENDMENTS TO THE WORKERS' COMPENSATION ACT, is referred to the Committee on Judiciary I.

By Representative G. Miller:

H.B. 1166, A BILL TO BE ENTITLED AN ACT TO EXPAND THE AUTHORITY OF THE UTILITIES COMMISSION REGARDING REGULATION OF TELECOMMUNICATIONS SERVICES, is referred to the Committee on Public Utilities.

By Representative G. Miller:

H.B. 1167, A BILL TO BE ENTITLED AN ACT TO ADD TO THE INVESTMENT AUTHORITY OF JOINT MUNICIPAL POWER AGENCIES, is referred to the Committee on Public Utilities.

By Representatives Hackney, Alexander, Alphin, Arnold, Baddour, Barnes, Berry, Bowie, Bowman, J. Brown, Burton, Church, Decker, Easterling, Flaherty, Gardner, Gist, Grady, Gray, Hall, Hightower, Hill, Holt, H. Hunter, R. Hunter, Jeffus, Joye, Justus, Kennedy, McCrary, G. Miller, Richardson, Stewart, and Wilmoth:

H.J.R. 1168, A JOINT RESOLUTION RECOGNIZING THE MEN'S BASKETBALL PROGRAM AT THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL AND HONORING THE 1992 MEN'S BASKETBALL TEAM ON WINNING THE 1993 NCAA DIVISION I CHAMPIONSHIP, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Joye, Berry, Brawley, Flaherty, Grady, C. Preston, J. Preston, and Stewart:

H.B. 1169, A BILL TO BE ENTITLED AN ACT TO ALLOW PERSONS TO OBTAIN A PERMIT TO CARRY A CONCEALED

WEAPON AFTER MEETING CERTAIN QUALIFICATIONS, TO CREATE CERTAIN MISDEMEANOR OFFENSES RELATED TO CONCEALED WEAPONS PERMITS, AND TO INCREASE THE PUNISHMENT FOR THE CURRENT OFFENSE OF CARRYING CONCEALED WEAPONS, is referred to the Committee on Judiciary II.

By Representative Redwine:

H.B. 1170, A BILL TO BE ENTITLED AN ACT TO LEVY A USER FEE OF ONE CENT PER POUND OF GRASS SEED, WITH THE NET PROCEEDS TO BE USED FOR GRASS TURF RESEARCH AND EDUCATION PROGRAMS, is referred to the Committee on Finance.

By Representatives Nesbitt and Michaux (Co-Sponsors); and Hall:

H.B. 1171, A BILL TO BE ENTITLED AN ACT TO ESTABLISH EARLY VOTING IN GENERAL ELECTIONS, is referred to the Committee on Judiciary I.

By Representatives Green and C. Wilson (Co-Sponsors); and H. Hunter:

H.B. 1172, A BILL TO BE ENTITLED AN ACT TO EXTEND THE QUALIFIED TORT LIABILITY PROTECTION FOR HEALTH CARE PERSONNEL TO INCLUDE MEDICAL SERVICES RENDERED BY HEALTH CARE PERSONNEL WITHOUT COMPENSATION AT THEIR PLACE OF EMPLOYMENT TO INDIGENT PATIENTS, is referred to the Committee on Judiciary II.

By Representative Wood:

H.B. 1173, A BILL TO BE ENTITLED AN ACT TO LIMIT ALL ELECTED OFFICIALS TO TWELVE YEARS IN OFFICE, TO MAKE ALL COUNCIL OF STATE POSITIONS OTHER THAN GOVERNOR, LIEUTENANT GOVERNOR, AND AUDITOR APPOINTIVE BY THE GOVERNOR, TO PROVIDE A TEAM TICKET FOR GOVERNOR AND LIEUTENANT GOVERNOR IN THE GENERAL ELECTION, TO MAKE ALL JUDICIAL OFFICES FOR FOUR YEARS, TO PROVIDE DISTRICT ELECTION OF SUPERIOR COURT JUDGES, AND TO REQUIRE GUBERNATORIAL CABINET APPOINTMENTS TO BE CONFIRMED BY THE GENERAL ASSEMBLY, is referred to the Committee on Constitutional Amendments and Referenda.

By Representatives Hayes and Bowman:

H.B. 1174, A BILL TO BE ENTITLED AN ACT TO REQUIRE A DRIVERS LICENSE WITH A RESTRICTIVE CODE BE ISSUED TO PERSONS CONVICTED OF CERTAIN IMPAIRED DRIVING VIOLATIONS, is referred to the Committee on Judiciary II.

By Representative Hayes:

H.B. 1175, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR MANDATORY REVOCATIONS OF DRIVERS LICENSES FOR

CONTROLLED SUBSTANCE CONVICTIONS AND OTHER RELATED PENALTIES, is referred to the Committee on Judiciary II.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 64, A BILL TO BE ENTITLED AN ACT TO CREATE A RAIL COUNCIL WITHIN THE DEPARTMENT OF TRANSPORTATION AND TO BROADEN THE AUTHORITY OF THE BOARD OF TRANSPORTATION, is read the first time and referred to the Committee on Transportation.

Committee Substitute for **S.B. 108**, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTE OF REPOSE FOR PRODUCTS LIABILITY ACTIONS AND TO RECODIFY THE STATUTE OF REPOSE FOR ACTIONS AGAINST REGISTERED LAND SURVEYORS, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 109**, A BILL TO BE ENTITLED AN ACT REQUIRING CERTAIN DETAIL IN THE DECISIONS AND REPORTS OF THE OSHA REVIEW BOARD, is read the first time and referred to the Committee on Business and Labor.

Committee Substitute for **S.B. 500**, A BILL TO BE ENTITLED AN ACT TO REQUIRE PROSTATE-SPECIFIC ANTIGEN (PSA) TEST COVERAGE IN HEALTH AND ACCIDENT INSURANCE POLICIES, IN HOSPITAL OR MEDICAL SERVICES PLANS, AND IN HMO PLANS, is read the first time and referred to the Committee on Insurance.

SPEAKER BLUE PRESIDING.

SPECIAL MESSAGE FROM THE SENATE

The following is received from the Senate:

S.J.R. 919, A JOINT RESOLUTION RECOGNIZING THE MEN'S BASKETBALL PROGRAM AT THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL AND HONORING THE 1992 MEN'S BASKETBALL TEAM ON WINNING THE 1993 NCAA DIVISION I CHAMPIONSHIP, is read the first time and, without objection, is temporarily displaced.

GUESTS

Representative Hackney is recognized and announces the arrival of the basketball team from the University of North Carolina at Chapel Hill, winners of the 1993 NCAA Division I Championship after defeating the University of Michigan with a score of 77-71.

The Speaker announces Representatives Hackney, Barnes, Hensley, Stewart, Justus, Richardson, Colton, and Braswell as an escort committee for the team.

The Speaker recognizes the Sergeant-at-Arms to escort the team, the coaches, and the escort committee to the Well of the House.

Representative Barnes is recognized and introduces Coach Dean Smith, who is granted permission to make remarks. Coach Smith then introduces George Lynch, co-captain of the team.

George Lynch introduces the staff and members of the team. Team members present: Travis Stevenson, Scott Cherry, Larry Davis, Ed Geth, Eric Montross, Derrick Phelps, Brian Reece, Henrick Rodl, Kevin Salvadori, Pat Sullivan, Matt Winstrum, Donald Williams, and Serge Zwikker. Managers present: Sam Rogers, Eddie Wells, Chuck Lisenbee, Eran Bloxam, and Bobby Dawson. Coaches present: Dean Smith and Bill Guthridge.

The escort committee escorts the team and coaches from the House Chamber.

The House resumes its business.

ENROLLED BILL

The following is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 699, AN ACT TO MODIFY THE AUTHORITY OF DAVIE AND ROCKINGHAM COUNTIES TO UNDERTAKE LOCAL DEVELOPMENT ACTIVITIES. (CHAPTER 25)

CALENDAR

Action is taken on the following:

H.B. 836, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF WINSTON-SALEM TO LEVY A MOTOR VEHICLE TAX OF UP TO TEN DOLLARS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Beall, Berry, Bowen, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Cummings, DeVane, Edwards, Ellis, Esposito, Flaherty, Fussell, Gamble, Gardner, Gist, Grady, Gray, Green, Griffin, Hackney, Hall, Hensley, Hightower, Hill, Holmes, Howard, Jack Hunt, Judy, Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nesbitt, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Sutton, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wright - 96.

Voting in the negative: Representatives Decker and Wood - 2.

Excused absences: Representatives Culp, Daughtry, Diamont, Dickson, Dockham, Fitch, Gottovi, Moore, Nichols, and P. Wilson - 10.

H.B. 808, A BILL TO BE ENTITLED AN ACT TO CHANGE THE PROCEDURE FOR CERTIFYING MUNICIPAL AD VALOREM TAX VALUATIONS IN WAKE COUNTY TO THE WAKE COUNTY BOARD OF ALCOHOLIC CONTROL FOR THE PURPOSE OF DISTRIBUTING PROCEEDS FROM THE SALES OF ALCOHOLIC BEVERAGES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 450, A BILL TO BE ENTITLED AN ACT TO REWRITE THE LAW REGARDING THE GREENSBORO FIREMEN'S SUPPLEMENTAL RETIREMENT SYSTEM, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 759, A BILL TO BE ENTITLED AN ACT TO PROHIBIT LOITERING FOR THE PURPOSE OF ENGAGING IN UNLAWFUL DRUG-RELATED ACTIVITIES IN ELIZABETH CITY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 499, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEES FOR ENROLLING IN AN ACCREDITED DRUG EDUCATION SCHOOL, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Berry, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Cummings, Decker, DeVane, Easterling, Edwards, Ellis, Esposito, Flaherty, Fussell, Gamble, Gardner, Gist, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nesbitt, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 103.

Voting in the negative: None.

Excused absences: Representatives Culp, Daughtry, Diamont, Dickson, Dockham, Fitch, Gottovi, Moore, Nichols, and P. Wilson - 10.

H.B. 467, A BILL TO BE ENTITLED AN ACT TO REMOVE THE REQUIREMENT THAT THE REGISTER OF DEEDS PROVIDE THE COUNTY COMMISSIONERS WITH A JUSTIFICATION FOR HAVING A SECOND DEPUTY.

The bill, as amended, passes its third reading, by electronic vote (88–10), and is ordered engrossed and sent to the Senate.

H.B. 187, A BILL TO BE ENTITLED AN ACT REQUIRING CERTAIN DETAIL IN THE DECISIONS AND REPORTS OF THE OSHA REVIEW BOARD.

On motion of Representative Michaux and without objection, consideration of the bill is postponed until April 21.

H.B. 229, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION ADDING TRAINING SCHOOLS TO THE COMMITMENT OPTIONS WHEN COMMITMENT OF A JUVENILE FOR THIRTY DAYS OR LESS IS ORDERED.

On motion of Representative Hensley and without objection, consideration of the bill is postponed until April 22.

House Committee Substitute for **S.B. 221**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A JUDICIAL OFFICIAL IN A NONCAPITAL CASE TO CONDUCT A PRETRIAL RELEASE PROCEEDING, FIRST APPEARANCE, OR AN ARRAIGNMENT BY A TWO-WAY AUDIO AND VIDEO PROCEEDING, passes its second reading, by electronic vote (97–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

Committee Substitute for **H.B. 543**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ACCRUAL OF INTEREST ON DAMAGES AWARDED UNDER THE STATE TORT CLAIMS ACT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

On motion of Representative Kennedy, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

Committee Substitute for **H.B. 231**, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO REQUIRE THAT JUVENILE RECORDS BE AVAILABLE FOR SENTENCING.

On motion of Representative Hensley, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary III.

Committee Substitute No. 2 for **H.B. 503**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A LAW ENFORCEMENT OFFICER MAY CARRY A CONCEALED WEAPON WHEN OFF-DUTY IN NORTH CAROLINA.

Representative DeVane offers Amendment No. 1.

Representative Arnold inquires of the Chair if the amendment is germane to the title of the bill. The Speaker rules that the amendment is germane.

On motion of Representative DeVane, the bill and the amendment are temporarily displaced.

Committee Substitute for **H.B. 618**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE EXPIRATION DATE FROM THE LAW ALLOWING THE DEPARTMENT OF TRANSPORTATION TO USE NONLICENSED OR NONCERTIFIED APPRAISERS IN THE ACQUISITION OF REAL ESTATE ACQUIRED BY THE DEPARTMENT WHEN THE ESTIMATED VALUE OF THE REAL ESTATE IS LESS THAN TEN THOUSAND DOLLARS, passes its second reading, by electronic vote (82–15), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 365**, A BILL TO BE ENTITLED AN ACT TO REQUIRE PUBLIC SCHOOL CHILDREN TO RECEIVE A HEALTH ASSESSMENT BEFORE ENTRY INTO KINDERGARTEN, passes its second reading by electronic vote (94–0).

Representative Alphin objects to the third reading. The bill remains on the Calendar.

S.B. 447, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE TRANSFER OF FUNDS FROM THE CITY OF MOUNT AIRY'S RETIREMENT PLAN TO THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, passes its second reading, by electronic vote (94–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H.B. 780, A BILL TO BE ENTITLED AN ACT TO POSTPONE IMPLEMENTATION OF MAIL-IN VOTER REGISTRATION AND THE UPGRADED MOTOR VOTER PROVISIONS SO THEY WILL BE IMPLEMENTED AT THE SAME TIME AS SIMILAR FEDERAL LEGISLATION, passes its second reading, by electronic vote (93–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 552, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE MEDICAID LAW REGARDING THE FINANCIAL RESPONSIBILITY OF PARENTS FOR CHILDREN UNDER TWENTY-ONE IN MEDICAL INSTITUTIONS, passes its second reading by electronic vote (95–3).

Representative Luebke objects to the third reading. The bill remains on the Calendar.

H.B. 612, A BILL TO BE ENTITLED AN ACT TO PERMIT AREA MENTAL HEALTH AUTHORITIES TO SERVE AS MANAGED CARE PROVIDERS, passes its second reading, by electronic vote (101–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute No. 2 for **H.B. 503**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A LAW ENFORCEMENT OFFICER MAY CARRY A CONCEALED WEAPON WHEN OFF-DUTY IN NORTH CAROLINA.

Representative DeVane withdraws his amendment, which was pending when the bill was temporarily displaced.

On motion of Representative DeVane, the bill is withdrawn from the Calendar and placed on the Calendar of April 20.

REFERRAL OF BILL TO COMMITTEE

S.J.R. 919, A JOINT RESOLUTION RECOGNIZING THE MEN'S BASKETBALL PROGRAM AT THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL AND HONORING THE 1992 MEN'S BASKETBALL TEAM ON WINNING THE 1993 NCAA DIVISION I CHAMPIONSHIP, is referred to the Committee on Rules, Calendar, and Operations of the House.

INTRODUCTION OF PAGES

Pages for the week of April 19–23 are introduced to the membership. They are: Jason Ackiss of Wake, Courtney Atkins of Gaston, Tanya Byrd of Halifax, Erika Cohen of Wake, LaTonya Cooper of Hertford, Johnathan Fisher of Mecklenburg, Jessica Gaskins of Pitt, Allison Leider of Henderson, Barbara Lilly of Montgomery, Karen Oakley of Pitt, Charles Pinkston of Macon, David Quinn, Jr. of Carteret, Jereme Rhyne of Lincoln, Jeffrey Underwood of Wilson, Crystal Ward of Wilson, Julie Watts of Wake, and Crystal Yarborough of Wilson.

On motion of Representative Jack Hunt, seconded by Representative Cummings, the House adjourns at 9:25 p.m. to reconvene April 20 at 1:00 p.m.

FORTY-NINTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, April 20, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Wainwright.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 19 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (61–0).

Leaves of absence are granted Representatives Alexander, Crawford, Daughtry, Diamont, Fitch, Gottovi, Holt, Morgan, and Wood for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 447, AN ACT TO PROVIDE FOR THE TRANSFER OF FUNDS FROM THE CITY OF MOUNT AIRY'S RETIREMENT PLAN TO THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM. (CHAPTER 26)

H.B. 204, AN ACT TO EXCHANGE TRACTS OF LAND BETWEEN THE CORPORATE LIMITS OF THE TOWNS OF CARY AND MORRISVILLE. (CHAPTER 27)

H.B. 208, AN ACT TO RESTORE THE ORIGINAL CORPORATE LIMITS OF THE TOWN OF POLKVILLE. (CHAPTER 28)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Stamey for the Committee on Transportation:

H.B. 323, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING REORGANIZATION OF THE DEPARTMENT OF TRANSPORTATION, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative James for the Committee on Agriculture:

Committee Substitute for **S.B. 70,** A BILL TO BE ENTITLED AN ACT TO REQUIRE THE INSPECTION OF OSTRICHES AND OTHER RATITES UNDER THE MEAT INSPECTION ACT, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 457, A BILL TO BE ENTITLED AN ACT TO ESTABLISH STATEWIDE SEASONS FOR TAKING BEAVER AND TO ALLOW THE TAKING OF DEPREDATING BEAVER WITHOUT OBTAINING A PERMIT, with a favorable report.

By Representatives Hackney and G. Miller for the Committee on Finance:

Committee Substitute for **H.B. 203,** A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT INDIVIDUALS AND BUSINESSES

ENGAGED IN THE PRACTICE OF TATTOOING OBTAIN A PERMIT FROM THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES, with a favorable report.

H.B. 765, A BILL TO BE ENTITLED AN ACT TO MAKE AMENDMENTS TO THE LAW OF ESCHEATS AND UNCLAIMED PROPERTY, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 22. The original bill is placed on the Unfavorable Calendar.

H.B. 879, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF OXFORD TO MAKE SIDEWALK ASSESSMENTS AND ASSESS WITHOUT A PETITION, with a favorable report.

H.B. 898, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF CARY TO LEVY A MOTOR VEHICLE TAX OF UP TO TEN DOLLARS, with a favorable report.

By Representative Lutz for the Committee on Local and Regional Government II:

H.B. 694, A BILL TO BE ENTITLED AN ACT TO CHANGE THE CANDIDATE FILING PERIOD FOR THE GASTON COUNTY BOARD OF EDUCATION SO IT WILL CLOSE PRIOR TO THE AVAILABILITY OF ABSENTEE BALLOTS, with a favorable report.

H.B. 762, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR MODIFICATION OF THE HAYWOOD COUNTY PREDEVELOPMENT ORDINANCE, with a favorable report.

H.B. 819, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR NONPARTISAN ELECTION OF THE TRANSYLVANIA COUNTY BOARD OF EDUCATION, with a favorable report.

H.B. 854, A BILL TO BE ENTITLED AN ACT TO REVISE THE BOUNDARIES OF THE TOWN OF OAKBORO, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 896, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GUILFORD COUNTY AND THE CITIES OF GREENSBORO AND HIGH POINT TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, with an indefinite postponement report.

By Representative Hensley for the Committee on Judiciary III:

H.B. 824, A BILL TO BE ENTITLED AN ACT TO ALLOW LEFT TURNS ON RED IN CERTAIN SITUATIONS, with a favorable report.

By Representative Barnes for the Committee on Education:

H.B. 471, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES IN THE LAW REGARDING VOCATIONAL EDUCATION, with a favorable report.

H.B. 494, A BILL TO BE ENTITLED AN ACT TO STREAMLINE THE ADMINISTRATION OF THE PROSPECTIVE TEACHER SCHOLARSHIP LOAN FUND AND TO PERMIT TEACHER ASSISTANTS TO QUALIFY FOR LOANS FROM THE FUND, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Gottovi and Bowman:

H.B. 1176, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR TRAVEL AND TOURISM ADVERTISING AND PROMOTION, is referred to the Committee on Appropriations.

By Representatives H. Hunter and Bowman:

H.B. 1177, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE IMPLEMENTATION OF MENTAL HEALTH STUDY COMMISSION AND COALITION 2001 PLANS FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES IN NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representatives Balmer, Arnold, Barbee, Berry, Bowie, Brawley, Creech, Culp, Decker, Dockham, Easterling, Edwards, Ellis, Esposito, Flaherty, Gardner, Gist, Grady, Hayes, Holmes, Howard, Ives, Kinney, Lemmond, McCombs, Miner, Mitchell, Morgan, Nichols, J. Preston, Robinson, Tallent, G. Thompson, C. Wilson, and Wood:

H.B. 1178, A BILL TO BE ENTITLED AN ACT TO PHASE OUT THE STATE SALES TAX ON FOOD, is referred to the Committee on Finance.

By Representatives Balmer, Arnold, Barbee, Berry, Brawley, J. Brown, Creech, Culp, Daughtry, Decker, Dockham, Edwards, Ellis, Esposito, Flaherty, Gardner, Grady, Hayes, Holmes, Howard, Ives, Justus, Lemmond, McCombs, Miner, Mitchell, Morgan, Nichols, J. Preston, Robinson, Russell, Tallent, G. Thompson, C. Wilson, and Wood:

H.B. 1179, A BILL TO BE ENTITLED AN ACT TO PROVIDE A UNIVERSAL CHILD CARE TAX CREDIT FOR THE PARENTS OF CHILDREN UNDER AGE SIX, is referred to the Committee on Finance.

By Representatives Balmer, Arnold, Barbee, Berry, Bowie, Brawley, J. Brown, Brubaker, Creech, Culp, Daughtry, Dockham, Edwards,

Ellis, Esposito, Flaherty, Gardner, Grady, Hayes, Holmes, Howard, Ives, Justus, Lemmond, McCombs, Miner, Mitchell, Morgan, Nichols, J. Preston, Robinson, Russell, Tallent, G. Thompson, C. Wilson, and Wood:

H.B. 1180, A BILL TO BE ENTITLED AN ACT TO LOWER THE CORPORATE INCOME TAX TO SEVEN PERCENT, is referred to the Committee on Finance.

By Representatives Balmer, Arnold, Barbee, Berry, Brawley, Creech, Culp, Decker, Dockham, Edwards, Esposito, Flaherty, Gardner, Grady, Hayes, Holmes, Ives, Lemmond, McCombs, Miner, Mitchell, Morgan, Nichols, J. Preston, Robinson, Tallent, G. Thompson, C. Wilson, and Wood:

H.B. 1181, A BILL TO BE ENTITLED AN ACT TO PHASE OUT THE STATE SALES TAX ON FOOD, TO PROVIDE A UNIVERSAL CHILD CARE TAX CREDIT FOR THE PARENTS OF CHILDREN UNDER AGE SIX, AND TO LOWER THE CORPORATE INCOME TAX TO SEVEN PERCENT, is referred to the Committee on Finance.

By Representatives Ramsey, Beall, and Bowman:

H.B. 1182, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A FORESTRY HEADQUARTERS BUILDING IN GRAHAM COUNTY AND FUNDS TO SUPPORT AN ASSISTANT FOREST RANGER POSITION AT THE HEADQUARTERS, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 575, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE PAYMENT OF OUTSTANDING FINES AS A CONDITION OF LICENSE RENEWAL FOR DOMICILIARY CARE FACILITIES AND NURSING FACILITIES, is read the first time and referred to the Committee on Health and Human Services.

S.B. 578, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM SPEED FOR SCHOOL BUSES TO FORTY-FIVE MILES PER HOUR, is read the first time and referred to the Committee on Transportation.

S.B. 688, A BILL TO BE ENTITLED AN ACT AMENDING THE DURHAM CITY CHARTER WITH RESPECT TO ZONING PROTEST PETITIONS, is read the first time and referred to the Committee on Local and Regional Government I.

S.B. 689, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF DURHAM TO PROVIDE RELOCATION ASSISTANCE PAYMENTS FOR THE VALUE OF MORTGAGE CREDIT CERTIFICATES, is read the first time and referred to the Committee on Local and Regional Government I.

CALENDAR

Action is taken on the following:

H.B. 836, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF WINSTON-SALEM TO LEVY A MOTOR VEHICLE TAX OF UP TO TEN DOLLARS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Berry, Bowen, Bowie, Bowman, D. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Flaherty, Gardner, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Nichols, Nye, Oldham, C. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, R. Thompson, Warner, Weatherly, Wilkins, Wilmoth, P. Wilson, and Wright - 88.

Voting in the negative: Representatives Decker and Wood - 2.

Excused absences: Representatives Crawford, Daughtry, Diamont, Fitch, Gottovi, and Morgan - 6.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Stewart and without objection, **H.B. 708**, A BILL TO BE ENTITLED AN ACT TO ALLOW HARNETT COUNTY AND THE CITY OF DUNN AND THE TOWNS OF ANGIER, COATS, ERWIN, AND LILLINGTON, AND LEE COUNTY AND THE CITY OF SANFORD AND THE TOWN OF BROADWAY TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY A DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, is withdrawn from the Calendar and re-referred to the Committee on Finance.

CALENDAR (continued)

Committee Substitute for **H.B. 589**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM ROADS IN PASQUOTANK COUNTY AND TO PERMIT FISHING WITHOUT A LICENSE ON THE OUTER BANKS OF DARE COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 687**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF DURHAM TO AUTHORIZE THE CITY COUNCIL TO DELEGATE TO THE PLANNING COMMISSION AUTHORITY TO REZONE PROPERTY SUBJECT TO CERTAIN RIGHTS OF APPEAL, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 499, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEES FOR ENROLLING IN AN ACCREDITED DRUG EDUCATION SCHOOL, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Cunningham, Decker, Dickson, Dockham, Easterling, Edwards, Esposito, Flaherty, Fussell, Gardner, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Miner, Mitchell, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 100.

Voting in the negative: Representative Moore.

Excused absences: Representatives Crawford, Daughtry, Diamont, Fitch, Gottovi, and Morgan - 6.

Committee Substitute for **H.B. 365**, A BILL TO BE ENTITLED AN ACT TO REQUIRE PUBLIC SCHOOL CHILDREN TO RECEIVE A HEALTH ASSESSMENT BEFORE ENTRY INTO KINDERGARTEN.

Representative Edwards offers Amendment No. 1 which is adopted by electronic vote (103-0).

The bill, as amended, passes its third reading, by electronic vote (99-2), and is ordered engrossed and sent to the Senate.

H.B. 552, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE MEDICAID LAW REGARDING THE FINANCIAL RESPONSIBILITY OF PARENTS FOR CHILDREN UNDER TWENTY-ONE IN MEDICAL INSTITUTIONS, passes its third reading, by electronic vote (102-0), and is ordered sent to the Senate.

Committee Substitute for **H.B. 568**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT TAXPAYER IDENTIFICATION NUMBERS BE SHOWN ON ALL VENDOR INVOICES.

On motion of Representative Church, the bill is withdrawn from the Calendar and re-referred to the Committee on State Government.

H.B. 169, A BILL TO BE ENTITLED AN ACT TO REDUCE THE REQUIREMENTS FOR BALLOT ACCESS BY UNAFFILIATED STATEWIDE CANDIDATES.

Representative Gamble offers Amendment No. 1.

On motion of Representative Jack Hunt, seconded by Representative Lemmond, and pursuant to notices and announcements, the House adjourns at 2:11 p.m. to reconvene April 21 at 2:00 p.m.

RE-REFERRAL OF BILLS

On motion of Representative R. Hunter, pursuant to Rule 39.2, the following bills are withdrawn from the Committee on Judiciary II and re-referred to the Committee on Local and Regional Government I:

H.B. 860, A BILL TO BE ENTITLED AN ACT TO EXEMPT DAVIE COUNTY AND THE TOWN OF MOCKSVILLE FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING ZONING ORDINANCES FOR WATER SUPPLY WATERSHED PROTECTION;

H.B. 869, A BILL TO BE ENTITLED AN ACT TO EXEMPT STOKES COUNTY FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING A ZONING ORDINANCE FOR WATER SUPPLY WATERSHED PROTECTION; and

H.B. 870, A BILL TO BE ENTITLED AN ACT TO EXEMPT WATAUGA COUNTY FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING A ZONING ORDINANCE FOR WATER SUPPLY WATERSHED PROTECTION.

The House stands adjourned.

FIFTIETH DAY

HOUSE OF REPRESENTATIVES
Wednesday, April 21, 1993

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 20 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Culp, Diamont, and McLaughlin for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 55, AN ACT TO CLARIFY THE GENERAL STATUTES TO INCLUDE TRAINING FOR INCINERATOR OPERATORS OF SOLID WASTE MANAGEMENT FACILITIES. (CHAPTER 29)

H.J.R. 680, A JOINT RESOLUTION HONORING THE LATE GOVERNOR MELVILLE BROUGHTON ON THE FIFTIETH ANNIVERSARY OF THE NORTH CAROLINA CENTER FOR APPLIED TEXTILE TECHNOLOGY. (RESOLUTION 9)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

Committee Substitute for **H.B. 483,** A BILL TO BE ENTITLED AN ACT TO AMEND THE DAM SAFETY LAW OF 1967 TO MAKE IT MORE EFFECTIVE, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for April 26. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Michaux for the Committee on Judiciary I:

H.B. 36, A BILL TO BE ENTITLED AN ACT TO LIMIT THE LIABILITY OF LANDOWNERS TO MEMBERS OF THE PUBLIC ENTERING THE LAND FOR EDUCATIONAL AND RECREATIONAL PURPOSES, with a favorable report.

H.B. 97, A BILL TO BE ENTITLED AN ACT TO INCREASE THE LIMIT ON CASH PRIZES FOR RAFFLES, with a favorable report.

H.B. 402, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CHILD SUPPORT PAYMENTS BE CONTINUED WHILE THE CHILD IS ENROLLED IN PRIMARY OR SECONDARY SCHOOL, UP TO GRADUATION OR AGE TWENTY, with a favorable report.

H.B. 698, A BILL TO BE ENTITLED AN ACT TO AMEND LAWS RELATING TO FELONIOUS LARCENY TO MAKE THE THRESHOLD AMOUNT CONSISTENTLY ONE THOUSAND DOLLARS, with a favorable report.

H.B. 779, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF DURHAM AND DURHAM COUNTY TO PROHIBIT ACTS OF DISCRIMINATION IN EMPLOYMENT AND PUBLIC ACCOMMODATIONS BASED ON RACE, COLOR, NATIONAL ORIGIN, RELIGION, SEX, HANDICAP, OR AGE, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 26. The original bill is placed on the Unfavorable Calendar.

H.B. 790, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VOTER REGISTRATION SHALL BE THE SOLE CRITERIA FOR ALLOCATING VOTING MACHINES AMONG PRECINCTS, with a favorable report.

Committee Substitute for **S.B. 130,** A BILL TO BE ENTITLED AN ACT TO MODIFY THE DISTRIBUTION OF THE PROFITS FROM THE CITY OF MONROE ABC SYSTEM, with a favorable report.

By Representative Fussell for the Committee on Public Employees:

H.B. 192, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A COMPREHENSIVE COMPENSATION SYSTEM FOR STATE EMPLOYEES SUBJECT TO CHAPTER 126 OF THE GENERAL STATUTES AND TO DIRECT THE DISTRIBUTION OF APPROPRIATIONS FOR IMPLEMENTATION OF THIS COMPREHENSIVE COMPENSATION SYSTEM, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

Committee Substitute for **H.B. 341,** A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE WITH REGARDS TO COMPENSATION AND BENEFITS PROVIDED BY THE STATE.-3, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 26. The original bill is placed on the Unfavorable Calendar.

By Representative Hensley for the Committee on Judiciary III:

H.B. 417, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO ASSIST A PERSON IN COMMITTING SUICIDE, with an unfavorable report.

H.B. 751, A BILL TO BE ENTITLED AN ACT TO REMOVE THE DEFENSE OF UNLAWFUL ARREST IN CASES OF FORCEFULLY RESISTING ARREST, with an unfavorable report.

H.B. 830, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CLASS I FELONY INTENTIONALLY TO KILL A LAW ENFORCEMENT AGENCY ANIMAL, with an unfavorable report.

By Representative Lutz for the Committee on Local and Regional Government II:

H.B. 686, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE HENDERSON AND TRANSYLVANIA COUNTIES TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY A DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE AND TO EXTEND WATER AND SEWER LINES TO INDUSTRIAL PROPERTIES FOR ECONOMIC

DEVELOPMENT PURPOSES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

On motion of the Chair and pursuant to Rule 38, the committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 791, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF GREENSBORO TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

On motion of the Chair and pursuant to Rule 38, the committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

WITHDRAWAL OF BILL FROM UNFAVORABLE CALENDAR

On motion of Representative Decker, **H.B. 896**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GUILFORD COUNTY AND THE CITIES OF GREENSBORO AND HIGH POINT TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, is withdrawn from the Unfavorable Calendar and placed on the Calendar.

Representative Decker further moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Local and Regional Government II, and this motion carries.

The bill is re-referred to the Committee on Local and Regional Government II.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative R. Thompson for the Committee on Local and Regional Government I:

H.B. 733, A BILL TO BE ENTITLED AN ACT EXEMPTING GASTON COUNTY FROM ARTICLE 12, CHAPTER 160A OF THE GENERAL STATUTES, AS TO LEASES OF UNDEVELOPED REAL ESTATE OWNED BY IT KNOWN AS THE COURT DRIVE PROPERTY IN GASTONIA, with a favorable report.

H.B. 735, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF SURF CITY TO REPLACE A WATER LINE WITH ITS OWN CREW AND EQUIPMENT, with a favorable report.

H.B. 737, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ELECTED OFFICIALS OF THE TOWN OF BLACK CREEK

WHO ARE ALSO EMPLOYEES OR OFFICERS OF THE TOWN MAY NOT VOTE ON ANY MATTER RELATED TO PERSONNEL, with a favorable report.

H.B. 743, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE MERGER OF THE TOWNS OF HAZELWOOD AND WAYNESVILLE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 757, A BILL TO BE ENTITLED AN ACT CONCERNING PUBLIC-PRIVATE REIMBURSEMENT AGREEMENTS FOR INFRASTRUCTURE DEVELOPMENT BY THE TOWN OF GARNER, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III:

H.B. 763, A BILL TO BE ENTITLED AN ACT TO ALLOW PENDER COUNTY AND ITS MUNICIPALITIES TO SPECIFY BY INTERLOCAL AGREEMENT A REDISTRIBUTION OF LOCAL SALES TAX REVENUES NOT RESTRICTED BY LAW, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 781, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF DURHAM TO PROCEED WITH CONDEMNATION OF REAL PROPERTY WHEN OWNERSHIP IS TRANSFERRED, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 804, A BILL TO BE ENTITLED AN ACT TO EXEMPT WILKES COUNTY AND THE TOWNS OF RONDA, WILKESBORO, AND NORTH WILKESBORO FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING ZONING ORDINANCES FOR WATER SUPPLY WATERSHED PROTECTION, with a favorable report.

H.B. 813, A BILL TO BE ENTITLED AN ACT TO AMEND THE POWERS OF THE NEW HANOVER COUNTY AIRPORT AUTHORITY, with a favorable report.

H.B. 814, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MECKLENBURG COUNTY PARK RANGERS MAY ACT AS SPECIAL PEACE OFFICERS ON PROPERTY OWNED OR LEASED BY THE CITY OF CHARLOTTE, with a favorable report.

H.B. 820, A BILL TO BE ENTITLED AN ACT AMENDING THE STATUTORY DEFINITION OF SUBDIVISION IN PASQUOTANK COUNTY, with a favorable report.

H.B. 847, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE TO AUTHORIZE THE

CONSTRUCTION, DESIGN, AND OPERATION OF SLUDGE MANAGEMENT FACILITIES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 865, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE PLAN FOR ELECTION OF THE GUILFORD COUNTY BOARD OF COMMISSIONERS ENACTED BY THE 1991 GENERAL ASSEMBLY IS THE ONLY LAWFUL PLAN, with a favorable report.

H.B. 882, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE TO AUTHORIZE THE CITY TO EXEMPT THE PURCHASE OF TELECOMMUNICATIONS, DATA PROCESSING AND DATA COMMUNICATIONS EQUIPMENT, SUPPLIES AND SERVICES FROM THE FORMAL BID REQUIREMENTS OF G.S. 143-129, with a favorable report, as amended.

H.B. 888, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF ENFIELD, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Finance.

On motion of Representative Rogers, Committee Amendment No. 1 is adopted.

The bill is ordered engrossed and re-referred to the Committee on Finance.

S.B. 458, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN AT-LARGE SEAT ON THE KINGS MOUNTAIN BOARD OF EDUCATION, INSTEAD OF ALL THE MEMBERS BEING ELECTED FROM RESIDENCY DISTRICTS, with a favorable report.

By Representative Green for the Permanent Subcommittee on Human Services:

S.B. 526, A BILL TO BE ENTITLED AN ACT TO CHANGE THE CERTIFICATION PERIOD OF EMERGENCY MEDICAL TECHNICIANS FROM TWO YEARS TO FOUR YEARS, reported to the Standing Committee on Health and Human Services, with a favorable recommendation.

S.B. 538, A BILL TO BE ENTITLED AN ACT TO ALLOW AREA MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE AUTHORITIES TO SUBMIT LOCAL PLANS IN ACCORDANCE WITH AN EXTENDED SCHEDULE, reported to the Standing Committee on Health and Human Services, with a favorable recommendation.

By Representative Redwine for the Committee on Business and Labor:

H.B. 920, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE REDUCTION OF THE STATE UNEMPLOYMENT

INSURANCE TAX RATE UNDER CERTAIN CIRCUMSTANCES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Cunningham for the Committee on Insurance:

Committee Substitute for **S.B. 181**, A BILL TO BE ENTITLED AN ACT TO REQUIRE ENTITIES PROVIDING HEALTH BENEFIT PLANS TO MAKE DIRECT PAYMENT TO GOVERNMENTAL AGENCIES PROVIDING HEALTH CARE SERVICES, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for April 26. The original bill is placed on the Unfavorable Calendar.

By Representative Hightower for the Committee on State Government:

H.B. 505, A BILL TO BE ENTITLED AN ACT REQUESTED BY THE NORTH CAROLINA COUNCIL FOR THE DEAF AND HARD OF HEARING TO RECONSTITUTE THE MEMBERSHIP OF THE NORTH CAROLINA COUNCIL FOR THE DEAF AND HARD OF HEARING, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 26. The original bill is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRALS

Representative Stamey, Chair for the Standing Committee on Transportation, refers:

H.B. 485, A BILL TO BE ENTITLED AN ACT TO ADOPT THE INTERNATIONAL NAVIGATION RULES AND THE INLAND NAVIGATION RULES AS THE LAW IN THIS STATE, to the Permanent Subcommittee on Airports, Railways, and Waterways.

H.B. 932, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DEPARTMENT OF TRANSPORTATION SHALL PAY FOR THE NONBETTERMENT RELOCATION OF SANITARY DISTRICT UTILITIES, to the Permanent Subcommittee on Airports, Railways, and Waterways.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Brawley:

H.B. 1183, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CATAWBA COUNTY FOR OPERATING EXPENSES OF THE SHERRILLS FORD BRANCH LIBRARY, is referred to the Committee on Appropriations.

By Representative Brawley:

H.B. 1184, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE MOORESVILLE PUBLIC LIBRARY IN IREDELL COUNTY FOR EXPANSION, is referred to the Committee on Appropriations.

By Representatives Hackney and Bowman:

H.B. 1185, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONDUCT A STATEWIDE ENERGY AUDIT OF EXISTING STATE BUILDINGS, is referred to the Committee on Appropriations.

By Representatives Kinney, Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, D. Brown, J. Brown, Brubaker, Burton, Cole, Colton, Crawford, Cummings, Cunningham, DeVane, Dickson, Dockham, Easterling, Edwards, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Grady, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright:

H.B. 1186, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE STATE OF NORTH CAROLINA TO CONSTRUCT, MAINTAIN, AND OPERATE A STATE VETERANS HOME AND TO ASSIGN THE DIVISION OF VETERANS AFFAIRS TO COORDINATE CONSTRUCTION AND ADMINISTRATION OF THE STATE VETERANS HOME PROGRAM, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute No. 2 for **S.B. 162**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE REQUIREMENTS FOR LICENSURE AS A MOTOR VEHICLE WHOLESALER OR DEALER, TO LIMIT THE NUMBER OF MOTOR VEHICLE DEALER LICENSE PLATES THAT CAN BE ISSUED TO THE SAME DEALER, TO MODIFY THE SANCTIONS FOR MISUSE OF A DEALER LICENSE PLATE, TO EXPAND THE USE OF TRANSPORTER PLATES, AND TO CHANGE THE FEES FOR DEALER PLATES AND TRANSPORTER PLATES, is read the first time and referred to the Committee on Transportation.

S.B. 442, A BILL TO BE ENTITLED AN ACT TO APPROVE AN ANNEXATION AGREEMENT BETWEEN DAVIDSON COUNTY, THE CITY OF HIGH POINT, AND THE CITY OF THOMASVILLE,

AS TO TERRITORY IN DAVIDSON COUNTY, is read the first time and referred to the Committee on Local and Regional Government I.

S.B. 690, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF DURHAM TO AUTHORIZE THE MAKING OF EMERGENCY REPAIRS IN HOUSING CODE CASES, is read the first time and referred to the Committee on Local and Regional Government I.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Flaherty and without objection, **H.B. 739**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CATAWBA COUNTY FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING ZONING ORDINANCES FOR WATER SUPPLY WATERSHED PROTECTION, is withdrawn from the Calendar and re-referred to the Committee on Local and Regional Government I.

UNFINISHED BUSINESS OF THE PRECEDING DAY

H.B. 169, A BILL TO BE ENTITLED AN ACT TO REDUCE THE REQUIREMENTS FOR BALLOT ACCESS BY UNAFFILIATED STATEWIDE CANDIDATES.

Amendment No. 1, offered by Representative Gamble on April 20, is pending.

A division having been called, Amendment No. 1 is adopted by electronic vote (55-50).

Representative Mavretic calls the previous question on the passage of the bill and the call is sustained.

The bill fails to pass its second reading by electronic vote (44-67).

CALENDAR

Action is taken on the following:

H.B. 879, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF OXFORD TO MAKE SIDEWALK ASSESSMENTS AND ASSESS WITHOUT A PETITION, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Nesbitt,

Nichols, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, R. Thompson, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wood - 106.

Voting in the negative: Representative Ellis.

Excused absences: Representatives Culp, Diamont, McLaughlin, and Nye - 4.

H.B. 898, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF CARY TO LEVY A MOTOR VEHICLE TAX OF UP TO TEN DOLLARS, passes its second reading, by the following votes, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Barbee, Barnes, Beall, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Nesbitt, Nichols, Oldham, J. Preston, Ramsey, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, and P. Wilson - 103.

Voting in the negative: Representatives Balmer and Wood - 2.

Excused absences: Representatives Culp, Diamont, McLaughlin, and Nye - 4.

H.B. 694, A BILL TO BE ENTITLED AN ACT TO CHANGE THE CANDIDATE FILING PERIOD FOR THE GASTON COUNTY BOARD OF EDUCATION SO IT WILL CLOSE PRIOR TO THE AVAILABILITY OF ABSENTEE BALLOTS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 762, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR MODIFICATION OF THE HAYWOOD COUNTY PRE-DEVELOPMENT ORDINANCE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 819, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR NONPARTISAN ELECTION OF THE TRANSYLVANIA COUNTY BOARD OF EDUCATION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 203, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT INDIVIDUALS AND BUSINESSES ENGAGED IN THE PRACTICE OF TATTOOING OBTAIN A PERMIT FROM THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Nesbitt, Oldham, C. Preston, J. Preston, Ramsey, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wright - 106.

Voting in the negative: Representatives Alphin, Gamble, Lee, Nichols, and Wood - 5.

Excused absences: Representatives Culp, Diamont, McLaughlin, and Nye - 4.

H.B. 187, A BILL TO BE ENTITLED AN ACT REQUIRING CERTAIN DETAIL IN THE DECISIONS AND REPORTS OF THE OSHA REVIEW BOARD.

Representative Fitch offers Amendment No. 2 which is adopted by electronic vote (102-0).

The bill, as amended, passes its third reading, by electronic vote (104-0), and is ordered engrossed and sent to the Senate.

Committee Substitute for **H.B. 102**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE LOCAL BOARDS OF EDUCATION TO USE THE ENERGY GUIDELINES FOR SCHOOL DESIGN AND CONSTRUCTION AND TO REQUIRE ENERGY-USE GOALS AND STANDARDS IN ORDER TO ASSURE THE CONSTRUCTION OF ENERGY EFFICIENT NEW SCHOOLS AND SCHOOL RENOVATIONS.

Representative Hackney offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (103-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 545, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GENERAL STATUTES COMMISSION TO MAKE TECHNICAL AMENDMENTS REGARDING THE RENUNCIATION OF PROPERTY, passes its second reading, by electronic vote (105–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute No. 2 for **H.B. 503**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A LAW ENFORCEMENT OFFICER MAY CARRY A CONCEALED WEAPON WHEN OFF-DUTY IN NORTH CAROLINA.

Representative DeVane offers Amendment No. 1.

Representative DeVane calls the previous question on the amendment and the call is sustained.

Amendment No. 1 is adopted by electronic vote (85–22).

Representative Hackney requests a fiscal note for the bill, pursuant to Rule 36.1(a). On motion of the Chair, the bill is withdrawn from the Calendar until a fiscal note is attached.

Committee Substitute for **H.B. 283**, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO ESTABLISH A PILOT PROGRAM UNDER THE ADMINISTRATIVE OFFICE OF THE COURTS REGARDING JUVENILE COURT JURISDICTION OVER JUVENILES BETWEEN SIXTEEN AND EIGHTEEN YEARS OF AGE WHO ARE BEYOND THE DISCIPLINARY CONTROL OF THEIR PARENTS, passes its second reading by electronic vote (100–0).

Representative R. Hunter objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **H.B. 254**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE EDUCATIONAL LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO ESTABLISH A PRINCIPAL FELLOWS PROGRAM TO ENCOURAGE EXCELLENCE IN THE RECRUITMENT OF CANDIDATES FOR EDUCATIONAL LEADERSHIP PROGRAMS.

Representative Barnes offers Amendment No. 1.

On motion of Representative Jack Hunt, seconded by Representative Spears, and pursuant to notices and announcements, the House adjourns at 4:55 p.m. to reconvene April 22 at 1:00 p.m.

GUESTS

The Speaker extends the courtesies of the floor to Representative John Scoggins of Georgia.

The House stands adjourned.

FIFTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Thursday April 22, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 21 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhill, Diamont, Howard, Lemmond, and Stamey for today.

THE RECEIVING OF PETITIONS, MEMORIALS AND PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO THE HOUSE

April 21, 1993

The Honorable Daniel T. Blue, Jr.
Speaker of the House
Legislative Building
Raleigh, North Carolina 27611

Dear Mr. Speaker:

Pursuant to North Carolina General Statute 115C-10, I hereby appoint the following individuals to the North Carolina State Board of Education and submit their names for confirmation by the North Carolina General Assembly:

Mr. Eddie Davis, III of Durham

Mr. Robert R. Douglas of Asheville

Mrs. Margaret B. Harvey of Kinston.

They will serve terms to begin immediately upon confirmation and to expire on March 31, 2001.

Biographical information on each individual is attached. Please feel free to contact them should you need any additional information.

Thank you for your attention to this important matter.

My warmest personal regards,

Sincerely,
S/ James B. Hunt, Jr.

On motion of the Chair, the letter is referred to the Committee on Education.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 221, AN ACT TO AUTHORIZE A JUDICIAL OFFICIAL IN A NONCAPITAL CASE TO CONDUCT A PRETRIAL RELEASE PROCEEDING, FIRST APPEARANCE, OR AN ARRAIGNMENT BY A TWO-WAY AUDIO AND VIDEO PROCEEDING. (CHAPTER 30)

H.B. 516, AN ACT TO ALLOW ALLEGHANY COUNTY TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE. (CHAPTER 31)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative R. Hunter for the Committee on Judiciary II:

H.B. 1057, A BILL TO BE ENTITLED AN ACT RELATING TO CRIMINAL PENALTIES FOR PRIVATE SEXUAL ACTIVITY BETWEEN CONSENTING ADULTS, with an unfavorable report.

By Representatives Hackney and G. Miller for the Committee on Finance:

Committee Substitute for **H.B. 49**, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHO SHALL BE ENTITLED TO THE PRIVILEGES AND ADVANTAGES OF THE PUBLIC SCHOOLS, WHO SHALL PAY TUITION, AND TO CREATE AN EDUCATION POWER OF ATTORNEY, with a favorable report.

By Representative Michaux for the Committee on Judiciary I:

H.B. 16, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PAYMENT OF INTEREST IN CONDEMNATION ACTIONS, with an indefinite postponement report.

H.B. 453, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT UNOPPOSED CANDIDATES FOR STATUTORILY CREATED OFFICES WHICH ARE ELECTED ON A PARTISAN BASIS ARE DECLARED ELECTED WITHOUT APPEARING ON THE GENERAL ELECTION BALLOT, SO AS TO REDUCE BALLOT CLUTTER, REDUCE COSTS OF ELECTION AND CAMPAIGNING, with a favorable report.

H.B. 569, A BILL TO BE ENTITLED AN ACT TO AMEND THE VITAL RECORDS LAW TO AVOID UNLAWFUL DUPLICATION, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 27. The original bill is placed on the Unfavorable Calendar.

H.B. 864, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DISTRIBUTION OF PROFITS OF ABC STORES IN STANLY COUNTY, with a favorable report.

By Representative Luebke for the Permanent Subcommittee on Public Transportation:

H.B. 487, A BILL TO BE ENTITLED AN ACT TO CREATE A BOATING SAFETY ADVISORY COMMITTEE, reported to the Standing Committee on Transportation with a favorable recommendation and recommend that the bill be re-referred to the Committee on Appropriations.

By Representative Gamble for the Permanent Subcommittee on Health Care and Access of the Standing Committee on Health and Human Services, with approval of the standing committee chair for report to be made directly to the floor of the House:

H.B. 570, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE FOOD AND LODGING SANITATION LAW, TO AMEND THE SCOPE OF SANITATION INSPECTIONS OF LOCAL CONFINEMENT FACILITIES, AND TO REPEAL THE REQUIREMENT THAT PRINCIPALS CONDUCT SANITATION INSPECTIONS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 27. The original bill is placed on the Unfavorable Calendar.

By Representative Gottovi for the Committee on Environment:

H.B. 550, A BILL TO BE ENTITLED AN ACT TO INCREASE THE EFFECTIVENESS OF PUBLIC PARTICIPATION IN AND ENFORCEMENT OF THE MINING ACT OF 1971, with a favorable report as to committee substitute bill, unfavorable as to original bill and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 644, A BILL TO BE ENTITLED AN ACT TO AMEND THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973 TO MAKE IT MORE EFFECTIVE, with a favorable report as to committee substitute bill, unfavorable as to original bill and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 650, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE IMPOSITION OF ADMINISTRATIVE PENALTIES FOR

VIOLATIONS OF ASBESTOS HAZARD MANAGEMENT; TO TRANSFER ASBESTOS RULE-MAKING AUTHORITY TO THE COMMISSION FOR HEALTH SERVICES; AND TO CREATE CRIMINAL PENALTIES FOR VIOLATIONS OF THE FEDERAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 802, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ONE-HALF THE NORMAL WEIGHT PENALTY FOR VEHICLES HAULING RECYCLABLE MATERIALS, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Finance.

On motion of Representative DeVane, Committee Amendment No. 1 is adopted.

The bill is ordered engrossed and re-referred to the Committee on Finance.

By Representative Beall for the Permanent Subcommittee on Labor Relations and Employment of the Standing Committee on Business and Labor, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 561, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE MANNER IN WHICH WAGES MUST BE PAID TO EMPLOYEES, AND TO CLARIFY EXEMPTIONS UNDER THE WAGE AND HOUR ACT, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Colton, Alexander, Berry, Church, Cummings, Cunningham, Dickson, Easterling, Flaherty, Jack Hunt, Ives, Jeffus, Joye, Lutz, Robinson, and Weatherly:

H.B. 1187, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO BE PAID TO EIGHT PRIVATE NONPROFIT CHILD CARING AGENCIES AS GRANTS-IN-AID TO PRIVATE CHILD CARING INSTITUTIONS, is referred to the Committee on Appropriations.

By Representatives Nesbitt, Barnes, Beall, Black, Bowman, Burton, Church, Colton, Crawford, Cummings, Diamont, Fitch, Griffin, Hackney, Hill, Jack Hunt, Ives, Jeffus, Joye, Luebke, McCrary, Mitchell, Moore, Ramsey, Rogers, Stewart, R. Thompson, Wainwright, and P. Wilson:

H.B. 1188, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO REVISE THE

FUNDING FORMULA FOR EXCEPTIONAL CHILDREN AND TO APPROPRIATE FUNDS TO IMPLEMENT THE NEW FORMULA, is referred to the Committee on Appropriations.

By Representatives Nesbitt, Barnes, Beall, Black, Bowman, Burton, Church, Colton, Crawford, Cummings, Diamont, Fitch, Griffin, Hackney, Hill, Jack Hunt, Ives, Jeffus, Joye, Luebke, McCrary, Mitchell, Moore, Ramsey, Rogers, Stewart, R. Thompson, Wainwright, and P. Wilson:

H.B. 1189, A BILL TO BE ENTITLED AN ACT TO INCREASE THE APPROPRIATIONS FOR EXCEPTIONAL CHILDREN, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 600, A BILL TO BE ENTITLED AN ACT TO AMEND THE LEGISLATIVE RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, AND THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM TO COMPLY WITH THE INTERNAL REVENUE CODE, is read the first time and referred to the Committee on Pensions and Retirement.

S.B. 611, A BILL TO BE ENTITLED AN ACT TO PROVIDE THE SAME CONFIDENTIALITY OF PERSONNEL RECORDS OF WATER AND SEWER AUTHORITIES AS ARE PROVIDED THOSE OF CITIES, COUNTIES, AND OTHER UNITS OF LOCAL GOVERNMENT, is read the first time and referred to the Committee on Judiciary II.

CALENDAR

Action is taken on the following:

H.B. 879, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF OXFORD TO MAKE SIDEWALK ASSESSMENTS AND ASSESS WITHOUT A PETITION, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Barbee, Barnes, Beall, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holmes, Holt, Jack Hunt, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nye, Oldham, C. Preston, J. Preston, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright – 100.

Voting in the negative: Representatives Balmer and Nichols – 2.

Excused absences: Representatives Barnhill, Diamont, Howard, Lemmond, and Stamey – 5.

H.B. 898, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF CARY TO LEVY A MOTOR VEHICLE TAX OF UP TO TEN DOLLARS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alphin, Arnold, Baddour, Barbee, Barnes, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Cole, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Luebke, Lutz, McAllister, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nye, Oldham, C. Preston, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, and P. Wilson – 92.

Voting in the negative: Representatives Balmer, Nichols and J. Preston – 3.

Excused absences: Representatives Barnhill, Diamont, Howard, Lemmond, and Stamey – 5.

H.B. 813, A BILL TO BE ENTITLED AN ACT TO AMEND THE POWERS OF THE NEW HANOVER COUNTY AIRPORT AUTHORITY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright – 105.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Diamont, Howard, Lemmond, and Stamey – 5.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Burton, **H.B. 865**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE PLAN FOR ELECTION OF THE GUILFORD COUNTY BOARD OF COMMISSIONERS ENACTED BY THE 1991 GENERAL ASSEMBLY IS THE ONLY LAWFUL PLAN, is withdrawn from the Calendar and placed on the Calendar of April 26.

On motion of Representative Black, **H.B. 790**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VOTER REGISTRATION SHALL BE THE SOLE CRITERIA FOR ALLOCATING VOTING MACHINES AMONG PRECINCTS, is withdrawn from the Calendar and placed on the Calendar of April 26.

On motion of Representative Richardson, **H.B. 402**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CHILD SUPPORT PAYMENTS BE CONTINUED WHILE THE CHILD IS ENROLLED IN PRIMARY OR SECONDARY SCHOOL, UP TO GRADUATION OR AGE TWENTY, is withdrawn from the Calendar and placed on the Calendar of April 29.

CALENDAR (continued)

H.B. 735, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF SURF CITY TO REPLACE A WATER LINE WITH ITS OWN CREW AND EQUIPMENT, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 737, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ELECTED OFFICIALS OF THE TOWN OF BLACK CREEK WHO ARE ALSO EMPLOYEES OR OFFICERS OF THE TOWN MAY NOT VOTE ON ANY MATTER RELATED TO PERSONNEL, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 804, A BILL TO BE ENTITLED AN ACT TO EXEMPT WILKES COUNTY AND THE TOWNS OF RONDA, WILKESBORO, AND NORTH WILKESBORO FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING ZONING ORDINANCES FOR WATER SUPPLY WATERSHED PROTECTION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 814, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MECKLENBURG COUNTY PARK RANGERS MAY ACT AS SPECIAL PEACE OFFICERS ON PROPERTY OWNED OR LEASED BY THE CITY OF CHARLOTTE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 820, A BILL TO BE ENTITLED AN ACT AMENDING THE STATUTORY DEFINITION OF SUBDIVISION IN PASQUOTANK COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 882, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE TO AUTHORIZE THE CITY TO EXEMPT THE PURCHASE OF TELECOMMUNICATIONS, DATA PROCESSING AND DATA COMMUNICATIONS EQUIPMENT, SUPPLIES AND SERVICES FROM THE FORMAL BID REQUIREMENTS OF G.S. 143-129.

On motion of Representative Black, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for **S.B. 130**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE DISTRIBUTION OF THE PROFITS FROM THE CITY OF MONROE ABC SYSTEM, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 458, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN AT-LARGE SEAT ON THE KINGS MOUNTAIN BOARD OF EDUCATION, INSTEAD OF ALL THE MEMBERS BEING ELECTED FROM RESIDENCY DISTRICTS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H.B. 733, A BILL TO BE ENTITLED AN ACT EXEMPTING GASTON COUNTY FROM ARTICLE 12, CHAPTER 160A OF THE GENERAL STATUTES, AS TO LEASES OF UNDEVELOPED REAL ESTATE OWNED BY IT KNOWN AS THE COURT DRIVE PROPERTY IN GASTONIA, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

UNFINISHED BUSINESS OF THE PRECEDING DAY

Committee Substitute for **H.B. 254**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE EDUCATIONAL LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO ESTABLISH A PRINCIPAL FELLOWS PROGRAM TO ENCOURAGE EXCELLENCE IN THE RECRUITMENT OF CANDIDATES FOR EDUCATIONAL LEADERSHIP PROGRAMS.

Representative Barnes withdraws pending Amendment No. 1.

Representative Barnes offers new Amendment No. 1 which is adopted.

On motion of Representative Barnes, the bill is withdrawn from the Calendar, ordered engrossed, and re-referred to the Committee on Appropriations.

CALENDAR (continued)

Committee Substitute for **H.B. 203**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT INDIVIDUALS AND BUSINESSES ENGAGED IN THE PRACTICE OF TATTOOING OBTAIN A PERMIT FROM THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Berry, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Colton, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Edwards, Ellis, Fitch, Fussell, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Russell, Smith, Spears, Sutton, Tallent, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wright - 98.

Voting in the negative: Representatives Gamble and Wood - 2.

Excused absences: Representatives Barnhill, Diamont, Howard, Lemmond, and Stamey - 5.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Hightower for the Committee on State Government:

H.B. 309, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO DIRECT THE GOVERNOR TO CONDUCT ORGANIZATIONAL AND STAFFING ANALYSES OF STATE AGENCIES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 27. The original bill is placed on the Unfavorable Calendar.

H.B. 312, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO DIRECT THE GOVERNOR TO STUDY BUTNER PUBLIC SAFETY, with a favorable report.

H.B. 497, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE SECRETARY OF STATE PROVIDE TO THE OFFICE OF STATE PERSONNEL CERTAIN STATE PUBLICATIONS, with a favorable report.

By Representative Fitch for the Committee on Constitutional Amendments and Referenda:

H.B. 1105, A BILL TO BE ENTITLED AN ACT TO LIMIT BALLOT ACCESS TO MEMBERS OF THE UNITED STATES HOUSE OF REPRESENTATIVES WHO HAVE SERVED SIX TWO-YEAR TERMS, AND UNITED STATES SENATORS WHO HAVE SERVED TWO SIX-YEAR TERMS, with an indefinite postponement report.

H.B. 1106, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO LIMIT MEMBERS OF THE LEGISLATURE TO THREE CONSECUTIVE TERMS IN A HOUSE, AND TO LIMIT MEMBERS OF THE EXECUTIVE BRANCH TO TWO FOUR-YEAR TERMS, with an indefinite postponement report.

By Representative Barnes for the Committee on Education:

H.B. 256, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE SCHOOLS TO IMPLEMENT EXTENDED SERVICES PROGRAMS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 27. The original bill is placed on the Unfavorable Calendar.

H.B. 292, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING THE CONTINUUM OF EDUCATION IN NORTH CAROLINA, with a favorable report.

H.B. 304, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING TEACHER CERTIFICATION, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 27. The original bill is placed on the Unfavorable Calendar.

H.B. 311, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO REVIEW THE LATERAL ENTRY

PROCESS FOR SCHOOL ADMINISTRATORS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 27. The original bill is placed on the Unfavorable Calendar.

H.B. 970, A BILL TO BE ENTITLED AN ACT TO ENHANCE PARENTAL INVOLVEMENT IN THE DEVELOPMENT OF LOCAL SCHOOL IMPROVEMENT PLANS, with a favorable report.

CALENDAR (continued)

Committee Substitute for **H.B. 283**, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO ESTABLISH A PILOT PROGRAM UNDER THE ADMINISTRATIVE OFFICE OF THE COURTS REGARDING JUVENILE COURT JURISDICTION OVER JUVENILES BETWEEN SIXTEEN AND EIGHTEEN YEARS OF AGE WHO ARE BEYOND THE DISCIPLINARY CONTROL OF THEIR PARENTS, passes its third reading, by electronic vote (97-0), and is ordered sent to the Senate.

Committee Substitute for **H.B. 257**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE EDUCATIONAL LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE CONCERNING SCHOOL ADMINISTRATOR PROGRAMS AT THE CONSTITUENT UNIVERSITY OF NORTH CAROLINA INSTITUTIONS.

On motion of Representative Barnes, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

S.B. 457, A BILL TO BE ENTITLED AN ACT TO ESTABLISH STATEWIDE SEASONS FOR TAKING BEAVER AND TO ALLOW THE TAKING OF DEPREDATING BEAVER WITHOUT OBTAINING A PERMIT, passes its second reading, by electronic vote (104-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H.B. 824, A BILL TO BE ENTITLED AN ACT TO ALLOW LEFT TURNS ON RED IN CERTAIN SITUATIONS.

On motion of Representative Hensley, pursuant to Rule 38(a), the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

H.B. 471, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES IN THE LAW REGARDING VOCATIONAL EDUCATION.

Representative Cummings offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (104-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 494, A BILL TO BE ENTITLED AN ACT TO STREAMLINE THE ADMINISTRATION OF THE PROSPECTIVE TEACHER SCHOLARSHIP LOAN FUND AND TO PERMIT TEACHER ASSISTANTS TO QUALIFY FOR LOANS FROM THE FUND, passes its second reading by electronic vote (106–0).

Representative Balmer objects to the third reading. The bill remains on the Calendar.

H.B. 229, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION ADDING TRAINING SCHOOLS TO THE COMMITMENT OPTIONS WHEN COMMITMENT OF A JUVENILE FOR THIRTY DAYS OR LESS IS ORDERED.

On motion of Representative Hensley, consideration of the bill is postponed until April 28.

H.J.R. 393, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE JOHN C. CAMPBELL FOLK SCHOOL AND THE PENLAND SCHOOL OF CRAFTS AND DECLARING BOTH SCHOOLS AS NORTH CAROLINA ARTS AND CRAFTS RESOURCES, passes its second reading, by electronic vote (105–0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 765**, A BILL TO BE ENTITLED AN ACT TO MAKE AMENDMENTS TO THE LAW OF ESCHEATS AND UNCLAIMED PROPERTY, passes its second reading, by electronic vote (99–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 36, A BILL TO BE ENTITLED AN ACT TO LIMIT THE LIABILITY OF LANDOWNERS TO MEMBERS OF THE PUBLIC ENTERING THE LAND FOR EDUCATIONAL AND RECREATIONAL PURPOSES.

Representative Michaux moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Judiciary I.

Representative Michaux calls the previous question on the motion and the call is sustained.

The motion to withdraw the bill from the Calendar and re-refer it to the Committee on Judiciary I fails by electronic vote (33–75).

Representative James calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading by electronic vote (82–27).

Representative B. Miller objects to the third reading. The bill remains on the Calendar.

Representative James moves that Rule 41 be suspended in order that the bill receive its third reading today.

Representative James withdraws his motion. The bill remains on the Calendar.

H.B. 97, A BILL TO BE ENTITLED AN ACT TO INCREASE THE LIMIT ON CASH PRIZES FOR RAFFLES, passes its second reading, by electronic vote (82–13), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 698, A BILL TO BE ENTITLED AN ACT TO AMEND LAWS RELATING TO FELONIOUS LARCENY TO MAKE THE THRESHOLD AMOUNT CONSISTENTLY ONE THOUSAND DOLLARS, passes its second reading, by electronic vote (93–4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Jack Hunt, seconded by Representative McCombs, the House adjourns at 3:30 p.m. to reconvene Monday, April 26, 1993, at 8:00 p.m.

FIFTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Monday, April 26, 1993

The House meets at 8:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

The Speaker leads the members in the Pledge of Allegiance.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 22 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brubaker, DeVane, Diamont, Flaherty, James, Richardson, and Warner for today.

DELEGATION ANNOUNCED

The Speaker announces the following delegation who attended the funeral of Representative R. M. Thompson, who died Friday, April 23, 1993: Speaker Blue; Representatives Bowen, Edwards, Ellis, Fitch, H. Hunter, James, McCrary, Mercer, Nesbitt, Nichols, J. Preston, Rogers, and Stewart.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Rogers, Vice Chair for the Committee on Local and Regional Government I:

H.B. 339, A BILL TO BE ENTITLED AN ACT TO AMEND THE MONETARY LIMITS FOR PURPOSES OF COMPLYING WITH FORMAL BIDDING REQUIREMENTS BY THE CITY OF GREENSBORO, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 28. The original bill is placed on the Unfavorable Calendar.

H.B. 588, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF WILMINGTON RELATING TO SITE PLAN REVIEW AND AUTHORIZING ADOPTION OF A UNIFIED LAND USE ORDINANCE, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 28. The original bill is placed on the Unfavorable Calendar.

By Representative Jack Hunt for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 296, A JOINT RESOLUTION RECOGNIZING PINEHURST AS THE GOLF CAPITAL OF THE WORLD, with a favorable report as to committee substitute resolution, which changes the title, unfavorable as to original resolution.

The committee substitute resolution is placed on the Calendar for April 28. The original resolution is placed on the Unfavorable Calendar.

H.J.R. 522, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIE C. LOVETT, with a favorable report.

H.J.R. 833, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JAMES PAUL TYNDALL, FORMER MEMBER OF THE GENERAL ASSEMBLY, with a favorable report.

On motion of Representative Jack Hunt, Rule 5 is suspended and the resolution is placed on the Calendar for immediate consideration.

The resolution passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Jack Hunt for the Committee on Rules, Calendar, and Operations of the House:

S.J.R. 919, A JOINT RESOLUTION RECOGNIZING THE MEN'S BASKETBALL PROGRAM AT THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL AND HONORING THE 1992 MEN'S BASKETBALL TEAM ON WINNING THE 1993 NCAA DIVISION I CHAMPIONSHIP, with a favorable report.

By Representative Barnes for the Committee on Education:

H.B. 354, A BILL TO BE ENTITLED AN ACT TO ESTABLISH STAFFING GOALS FOR STUDENT SERVICES PROFESSIONALS IN THE PUBLIC SCHOOLS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 559, A BILL TO BE ENTITLED AN ACT TO MODIFY THE TRUSTEE ASSOCIATION REGIONS OF THE NORTH CAROLINA COMMUNITY COLLEGES SYSTEM, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 28. The original bill is placed on the Unfavorable Calendar.

H.B. 614, A BILL TO BE ENTITLED AN ACT TO PROVIDE HOSPITAL- AND HOME-BASED INSTRUCTIONAL SERVICES TO CHILDREN OTHER THAN CHILDREN WITH SPECIAL NEEDS AND TO APPROPRIATE FUNDS FOR THAT PURPOSE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 616, A BILL TO BE ENTITLED AN ACT TO GRANT LOCAL BOARDS OF EDUCATION MORE FLEXIBILITY TO ESTABLISH YEAR-ROUND SCHOOLS, with a favorable report.

H.B. 935, A BILL TO BE ENTITLED AN ACT TO DELETE THE REFERENCES TO THE DEPARTMENT OF PUBLIC EDUCATION, with a favorable report.

H.B. 938, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO REPORT ON THE NATIONAL BOARD FOR PROFESSIONAL TEACHING STANDARDS' PROGRAM FOR IDENTIFYING HIGHLY PROFESSIONAL TEACHERS AND RECOMMEND A PLAN FOR PROVIDING MONETARY INCENTIVES FOR TEACHERS TO PARTICIPATE IN THAT PROGRAM, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 28. The original bill is placed on the Unfavorable Calendar.

H.B. 964, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO REVISE THE FUNDING FORMULA FOR EXCEPTIONAL CHILDREN, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

S.B. 110, A BILL TO BE ENTITLED AN ACT TO ALLOW LOCAL SCHOOL BOARDS TO REQUEST WAIVERS FOR CENTRAL OFFICE STAFF AS PROVIDED BY THE SCHOOL IMPROVEMENT AND ACCOUNTABILITY ACT, with a favorable report.

By Representative Michaux for the Committee on Judiciary I:

Senate Committee Substitute for **H.B. 120**, A BILL TO BE ENTITLED AN ACT TO AMEND THE OPEN MEETINGS LAWS AND TO AMEND THE PUBLIC RECORDS LAW AS IT RELATES TO THE HOSPITAL LICENSURE ACT AND THE JOINT MUNICIPAL ELECTRIC POWER AND ENERGY ACT, with recommendation that the House do not concur; request conferees.

The bill is placed on the Calendar of April 27.

H.B. 346, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ALCOHOLIC BEVERAGE ELECTIONS IN CITIES LOCATED IN TWO OR MORE COUNTIES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 28. The original bill is placed on the Unfavorable Calendar.

H.B. 448, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN OFFICER MAY MAKE A WARRANTLESS ARREST ON SCHOOL GROUNDS FOR CERTAIN MISDEMEANOR OFFENSES COMMITTED ON SCHOOL GROUNDS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 28. The original bill is placed on the Unfavorable Calendar.

H.B. 551, A BILL TO BE ENTITLED AN ACT TO INCORPORATE INTO STATUTE POLICIES AND PROCEDURES TO INCREASE COMPLIANCE WITH SUBSTANCE ABUSE REHABILITATION SANCTIONS AND TO INCREASE PENALTIES FOR WILLFUL REFUSAL TO COMPLY, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 28. The original bill is placed on the Unfavorable Calendar.

H.B. 565, A BILL TO BE ENTITLED AN ACT TO MAKE THE UNAUTHORIZED DUPLICATION OF A KEY TO A STATE BUILDING A MISDEMEANOR OFFENSE, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 28. The original bill is placed on the Unfavorable Calendar.

H.B. 696, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR NOTIFICATION OF A DEFENDANT THAT HIS PROBATION PERIOD MAY BE EXTENDED FOR UP TO THREE YEARS IF RESTITUTION IS NOT COMPLETED, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 28. The original bill is placed on the Unfavorable Calendar.

H.B. 835, A BILL TO BE ENTITLED AN ACT TO REGULATE THE POSSESSION AND USE OF FIREARMS ON PROPERTY OWNED OR LEASED BY DURHAM COUNTY, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 28. The original bill is placed on the Unfavorable Calendar.

By Representative Hensley for the Committee on Judiciary III.

H.B. 209, A BILL TO BE ENTITLED AN ACT TO DEFINE "ABANDONED CEMETERY", with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 28. The original bill is placed on the Unfavorable Calendar.

H.B. 841, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO THE PRINCIPAL AND INCOME ACT, with a favorable report.

By Representative H. Hunter for the Committee on Children, Youth and Families:

H.B. 352, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO REQUIRE THE DIVISION OF SOCIAL SERVICES CONVENE A COMMITTEE TO DEVELOP A CHILD MEDICAL AND MENTAL HEALTH EVALUATION PLAN, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 28. The original bill is placed on the Unfavorable Calendar.

By Representative Jeffus for the Permanent Subcommittee on Aging:

H.B. 740, A BILL TO BE ENTITLED AN ACT TO ADD A RELATIVE OF A NURSING HOME PATIENT TO THE NURSING HOME

PENALTY REVIEW COMMITTEE, reported to the Standing Committee on Health and Human Services, with a favorable recommendation and recommend that the bill be re-referred to the Committee on Appropriations.

By Representative Beall for the Permanent Subcommittee on Labor Relations and Employment of the Standing Committee on Business and Labor, with approval of the standing committee chair for report to be made directly to the floor of the House:

H.B. 476, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CONTROLLED SUBSTANCE EXAMINATION REGULATION ACT, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 28. The original bill is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRALS

Representative Hightower, Chair for the Standing Committee on State Government, refers:

H.B. 793, A BILL TO BE ENTITLED AN ACT TO ALLOW NORTH CAROLINA AMATEUR SPORTS TO USE STATE TRUCKS AND VANS FOR THE STATE GAMES OF NORTH CAROLINA, to the Permanent Subcommittee on Military, Veterans and Indian Affairs.

H.B. 914, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA STATE BOARD OF DENTAL EXAMINERS TO COLLECT A SPECIAL FEE FROM NORTH CAROLINA LICENSED DENTISTS, WITH THE RESULTING FUNDS TO BE USED TO PAY EXPENSES OF NEWLY AUTHORIZED STATE-SANCTIONED PEER REVIEW ORGANIZATIONS TO OPERATE PROGRAMS FOR IMPAIRED DENTISTS, to the Permanent Subcommittee on Military, Veterans and Indian Affairs.

H.B. 716, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A BIDDER WITH A PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE WITH LAWS OR REGULATIONS CAUSING DISADVANTAGE IN ANOTHER STATE WILL BE AT RECIPROCAL DISADVANTAGE WHEN BIDDING ON A PUBLIC CONTRACT WITH THIS STATE, to the Permanent Subcommittee on State Parks, Facilities and Property.

H.B. 883, A BILL TO BE ENTITLED AN ACT TO EXEMPT MECKLENBURG COUNTY FROM PROVISIONS OF THE NORTH CAROLINA BUILDING CODE THAT REQUIRE BUILDING INSPECTION DEPARTMENTS TO REVIEW RESIDENTIAL PLANS, to the Permanent Subcommittee on State Parks, Facilities and Property.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Flaherty:

H.B. 1190, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY BINGO, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Beall, Jenkins, and Ramsey (by request):

H.B. 1191, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE ESTABLISHMENT OF A BUSINESS ENTERPRISE CENTER AT WESTERN CAROLINA UNIVERSITY, is referred to the Committee on Appropriations.

By Representatives Nesbitt, Alexander, Barnes, Black, Bowman, Burton, Colton, Crawford, Cummings, Diamont, Dickson, Fitch, Gottovi, Griffin, Hackney, Hall, Hensley, H. Hunter, Luebke, G. Miller, Rogers, Smith, Spears, and Stamey:

H.B. 1192, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE EVERY SCHOOL IN THE STATE WITH A BASIC LEVEL OF TECHNOLOGY, is referred to the Committee on Appropriations.

By Representatives Crawford, Alexander, Alphin, Arnold, Baddour, Barbee, Barnes, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Culp, Cummings, Cunningham, Daughtry, DeVane, Dickson, Dockham, Easterling, Edwards, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, R. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wright:

H.B. 1193, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA ARTS COUNCIL TO IMPROVE STATE PROGRAMS IN THE ARTS, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate.

S.B. 649, A BILL TO BE ENTITLED AN ACT TO UPDATE A LOCAL ACT WHICH ALLOWS THE CITY OF RALEIGH TO HAVE A SUBCOMMITTEE ISSUE CERTIFICATES OF APPROPRIATENESS, is read the first time and referred to the Committee on Local and Regional Government I.

Committee Substitute for **S.B. 652**, A BILL TO BE ENTITLED AN ACT TO PLACE THE CIVIL AIR PATROL UNDER THE STATE TORT CLAIMS ACT FOR STATE-APPROVED MISSIONS AND TO ALLOW CADETS OF THE CIVIL AIR PATROL TO BE ELIGIBLE FOR WORKERS' COMPENSATION WHILE ON STATE-APPROVED MISSIONS, is read the first time and referred to the Committee on Judiciary II.

Committee Substitute for **S.B. 708**, A BILL TO BE ENTITLED AN ACT TO ALLOW BURKE, HARNETT, LEE, MCDOWELL, MADISON, NASH, POLK, SAMPSON, AND YANCEY COUNTIES AND THE CITIES OF ANGIER, BROADWAY, BURNSVILLE, CLINTON, COATS, CONNELLY SPRINGS, DREXEL, DUNN, ERWIN, GLEN ALPINE, HILDEBRAN, HOT SPRINGS, LILLINGTON, MARION, MARS HILL, MARSHALL, MONROE, MORGANTON, OLD FORT, RHODHISS, ROCKY MOUNT, SANFORD AND VALDESE TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY A DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, is read the first time and referred to the Committee on Finance.

S.B. 725, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PERCENTAGE OF SALES THAT MUST BE ATTRIBUTABLE TO FOOD AND NONALCOHOLIC BEVERAGES BY RESTAURANT PERMITTEES, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 161**, A BILL TO BE ENTITLED AN ACT TO ALLOW ALL TRAILERS TO OBTAIN MULTIYEAR LICENSE PLATES, TO REDEFINE A "HORSELESS CARRIAGE" AS A VEHICLE THAT IS A MODEL YEAR 1943 OR OLDER, TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE SPECIALIZED REGISTRATION PLATES BEARING THE EMBLEM OF A CIVIC CLUB, AND TO MAKE TECHNICAL AND ADMINISTRATIVE CHANGES TO THE LAWS CONCERNING SPECIAL LICENSE PLATES, is read the first time and referred to the Committee on Transportation.

S.B. 481, A BILL TO BE ENTITLED AN ACT TO ALLOW INVESTMENTS IN OBLIGATIONS ISSUED, ASSUMED, OR GUARANTEED BY THE INTERNATIONAL FINANCE CORPORATION, is read the first time and referred to the Committee on Financial Institutions.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 130, AN ACT TO MODIFY THE DISTRIBUTION OF THE PROFITS FROM THE CITY OF MONROE ABC SYSTEM. (CHAPTER 32)

S.B. 457, AN ACT TO ESTABLISH STATEWIDE SEASONS FOR TAKING BEAVER AND TO ALLOW THE TAKING OF DE-

PREDATING BEAVER WITHOUT OBTAINING A PERMIT. (CHAPTER 33)

S.B. 458, AN ACT TO PROVIDE FOR AN AT-LARGE SEAT ON THE KINGS MOUNTAIN BOARD OF EDUCATION, INSTEAD OF ALL THE MEMBERS BEING ELECTED FROM RESIDENCY DISTRICTS. (CHAPTER 34)

H.B. 435, AN ACT TO ALLOW ABSENTEE VOTING IN OLD FORT TOWN ELECTIONS CONDUCTED BY THE MUNICIPAL BOARD OF ELECTIONS. (CHAPTER 35)

H.B. 586, AN ACT TO ABOLISH THE VACANT OFFICE OF CORONER IN HALIFAX COUNTY. (CHAPTER 36)

CALENDAR

Action is taken on the following:

H.B. 813, A BILL TO BE ENTITLED AN ACT TO AMEND THE POWERS OF THE NEW HANOVER COUNTY AIRPORT AUTHORITY, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Bowen, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, Dickson, Dockham, Easterling, Edwards, Ellis, Fitch, Fussell, Gardner, Gist, Gottovi, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Redwine, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wood - 100.

Voting in the negative: None.

Excused absences: Representatives Brubaker, DeVane, Diamont, Flaherty, James, Richardson, and Warner - 7.

Committee Substitute for **H.B. 779**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF DURHAM AND DURHAM COUNTY TO PROHIBIT ACTS OF DISCRIMINATION IN EMPLOYMENT AND PUBLIC ACCOMMODATIONS BASED ON RACE, COLOR, NATIONAL ORIGIN, RELIGION, SEX, HANDICAP, OR AGE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 864, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DISTRIBUTION OF PROFITS OF ABC STORES IN

STANLY COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 865, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE PLAN FOR ELECTION OF THE GUILFORD COUNTY BOARD OF COMMISSIONERS ENACTED BY THE 1991 GENERAL ASSEMBLY IS THE ONLY LAWFUL PLAN, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 790, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VOTER REGISTRATION SHALL BE THE SOLE CRITERIA FOR ALLOCATING VOTING MACHINES AMONG PRECINCTS.

On motion of Representative Lemmond, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary I.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate.

S.J.R. 441, A JOINT RESOLUTION HONORING THE WOMEN'S SOCCER PROGRAM AT THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

GUESTS

Representative Hackney is recognized and announces the arrival of the 1992 women's soccer team from the University of North Carolina at Chapel Hill. They are escorted to the Well of the House by Representatives Barnes, Hackney, Cummings, Gray, Holt, and Lemmond.

Representative Hackney introduces Head Coach Anson Dorrance, who makes brief remarks to the Body.

CALENDAR (continued)

Committee Substitute No. 2 for **H.B. 49**, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHO SHALL BE ENTITLED TO THE PRIVILEGES AND ADVANTAGES OF THE PUBLIC SCHOOLS, WHO SHALL PAY TUITION, AND TO CREATE AN EDUCATION POWER OF ATTORNEY.

On motion of Representative Barnes, consideration of the bill is postponed until April 27.

H.B. 494, A BILL TO BE ENTITLED AN ACT TO STREAMLINE THE ADMINISTRATION OF THE PROSPECTIVE TEACHER SCHOLARSHIP LOAN FUND AND TO PERMIT TEACHER ASSISTANTS TO QUALIFY FOR LOANS FROM THE FUND.

On motion of Representative McAllister and without objection, consideration of the bill is postponed until April 27.

H.B. 36, A BILL TO BE ENTITLED AN ACT TO LIMIT THE LIABILITY OF LANDOWNERS TO MEMBERS OF THE PUBLIC ENTERING THE LAND FOR EDUCATIONAL AND RECREATIONAL PURPOSES.

On motion of Representative Jack Hunt and without objection, consideration of the bill is postponed until April 28.

Committee Substitute No. 2 for **H.B. 503,** A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A LAW ENFORCEMENT OFFICER MAY CARRY A CONCEALED WEAPON WHEN OFF-DUTY IN NORTH CAROLINA.

Representative Hensley calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading by electronic vote (54-52).

Representative Stewart objects to the third reading. The bill remains on the Calendar.

Committee Substitute No. 2 for **H.B. 483,** A BILL TO BE ENTITLED AN ACT TO AMEND THE DAM SAFETY LAW OF 1967 TO MAKE IT MORE EFFECTIVE.

On motion of Representative Hightower, consideration of the bill is postponed until April 27.

Committee Substitute for **H.B. 341,** A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE WITH REGARDS TO COMPENSATION AND BENEFITS PROVIDED BY THE STATE, passes its second reading, by electronic vote (96-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

House Committee Substitute for **S.B. 181,** A BILL TO BE ENTITLED AN ACT TO REQUIRE ENTITIES PROVIDING HEALTH BENEFIT PLANS TO MAKE DIRECT PAYMENT TO GOVERNMENTAL AGENCIES PROVIDING HEALTH CARE SERVICES, passes its second reading by electronic vote (101-0), and there being no objection is read a third time.

On motion of Representative Hackney, the bill is withdrawn from the Calendar and placed on the Calendar of April 27.

Committee Substitute for **H.B. 505,** A BILL TO BE ENTITLED AN ACT REQUESTED BY THE NORTH CAROLINA COUNCIL FOR THE DEAF AND HARD OF HEARING TO RECONSTITUTE THE MEMBERSHIP OF THE NORTH CAROLINA COUNCIL FOR THE DEAF AND HARD OF HEARING.

On motion of Representative Bowen, consideration of the bill is postponed until April 27.

H.B. 453, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT UNOPPOSED CANDIDATES FOR STATUTORILY CREATED OFFICES WHICH ARE ELECTED ON A PARTISAN BASIS ARE DECLARED ELECTED WITHOUT APPEARING ON THE GENERAL ELECTION BALLOT, SO AS TO REDUCE BALLOT CLUTTER, REDUCE COSTS OF ELECTION AND CAMPAIGNING, passes its second reading, by electronic vote (88–17), and there being no objection is read a third time.

A division having been called, the bill passes its third reading, by electronic vote (88–18), and is ordered sent to the Senate.

H.B. 561, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE MANNER IN WHICH WAGES MUST BE PAID TO EMPLOYEES, AND TO CLARIFY EXEMPTIONS UNDER THE WAGE AND HOUR ACT.

On motion of Representative Wright and without objection, consideration of the bill is postponed until April 28.

H.B. 312, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO DIRECT THE GOVERNOR TO STUDY BUTNER PUBLIC SAFETY, passes its second reading, by electronic vote (105–1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

VOTE RECONSIDERED

Representative Green, having voted with the prevailing side, moves that the vote by which Committee Substitute No. 2 for **H.B. 503**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A LAW ENFORCEMENT OFFICER MAY CARRY A CONCEALED WEAPON WHEN OFF-DUTY IN NORTH CAROLINA, passed its second reading be reconsidered. A division having been called, the motion fails by electronic vote (52–53).

Representative Wainwright states that his voting equipment malfunctioned and requests to be recorded as voting aye. This request is granted, thus resulting in a tie vote. The Speaker votes aye and the motion carries.

The bill fails to pass its second reading by electronic vote (49–52). Representatives Kennedy and Grady report that their voting equipment malfunctioned. Representative Kennedy requests to be recorded as voting no. Representative Grady requests to be recorded as voting aye. These requests are granted. The adjusted vote on the bill is (50–53).

CALENDAR (continued)

H.B. 497, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE SECRETARY OF STATE PROVIDE TO THE OFFICE OF STATE PERSONNEL CERTAIN STATE PUBLICATIONS.

Representative Gray offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (103–0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 292, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING THE CONTINUUM OF EDUCATION IN NORTH CAROLINA, passes its second reading, by electronic vote (102–2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 970, A BILL TO BE ENTITLED AN ACT TO ENHANCE PARENTAL INVOLVEMENT IN THE DEVELOPMENT OF LOCAL SCHOOL IMPROVEMENT PLANS, passes its second reading by electronic vote (102–1).

Representative Ellis objects to the third reading. The bill remains on the Calendar.

RE-REFERRAL

On motion of Representative Barnes, Rule 39.2 is suspended and **H.B. 1059**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO REQUIRE THAT ALL LOCAL SCHOOL ADMINISTRATIVE UNITS PROVIDE INSTRUCTION ON CONFLICT RESOLUTION AND MEDIATION, is withdrawn from the Committee on Education and re-referred to the Committee on Appropriations.

On motion of Representative Jack Hunt, seconded by Representative Griffin, the House adjourns in memory and honor of our departed colleague, Representative R. M. "Pete" Thompson, at 11:00 p.m. to reconvene April 27 at 1:00 p.m.

FIFTY-THIRD DAY

HOUSE OF REPRESENTATIVES
Tuesday, April 27, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 26 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Alphin, Diamont, Fitch, and James for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Lutz for the Committee on Local and Regional Government II:

H.B. 689, A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF THIRD DEGREE TRESPASS IN WILKES AND YADKIN COUNTIES, with a favorable report.

H.B. 890, A BILL TO BE ENTITLED AN ACT TO ANNEX A CERTAIN DESCRIBED TERRITORY TO THE CORPORATE LIMITS OF THE TOWN OF MIDDLESEX, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

S.B. 510, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE SEPARATE ELECTION OF THE MAYOR OF CONNELLY SPRINGS, with a favorable report.

By Representative Bowen for the Permanent Subcommittee on Highways of the Standing Committee on Transportation, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 469, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF OFFICIAL LICENSE PLATES TO REGISTERS OF DEEDS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 661, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DIVISION OF MOTOR VEHICLES TO ISSUE SPECIALIZED REGISTRATION PLATES TO HOLDERS OF THE LEGION OF VALOR, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Redwine:

H.J.R. 1194, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE DUTIES AND LIABILITIES OF REGISTERS OF DEEDS UNDER THE TORRENS LAND REGISTRATION SYSTEM, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Rogers, Alphin, Arnold, Baddour, Barnes, Bowen, Bowman, D. Brown, Colton, Creech, Cummings, Daughtry, DeVane, Edwards, Fitch, Gottovi, Green, Griffin, Hightower, Hill, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, James, Jenkins, Joye, Kinney, Mavretic, McAllister, McLawhorn, Mercer, Moore, Nichols, Nye, J. Preston, Redwine, Richardson, Russell, Smith, Spears, Stewart, R. Thompson, Wainwright, Warner, Wilkins, Wilmoth, and Wright:

H.B. 1195, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE SUPPLEMENTAL SCHOOL FUNDING FOR SMALL AND LOW-WEALTH COUNTIES, is referred to the Committee on Appropriations.

By Representative Moore:

H.B. 1196, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM TAX THAT MUNICIPALITIES MAY LEVY ON TAXICABS, is referred to the Committee on Transportation.

By Representatives G. Thompson and Flaherty:

H.B. 1197, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL PROJECTS IN AVERY COUNTY, is referred to the Committee on Appropriations.

By Representatives Jenkins, Beall, and Ramsey:

H.B. 1198, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CONSTRUCTION OF A NEW CLASS ROOM BUILDING AND CHILD CARE CENTER BUILDING AT TRI-COUNTY COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representatives Jenkins, Beall, and Ramsey:

H.B. 1199, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CONSTRUCTION OF A NEW CLASSROOM LABORATORY AND STUDY AT THE GRAHAM COUNTY CENTER OF TRI-COUNTY COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representative Black:

H.B. 1200, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR ARTHRITIS PATIENT SERVICES OF MECKLENBURG AND UNION COUNTIES, is referred to the Committee on Appropriations.

By Representatives Nesbitt, Hackney, and Bowen (Co-Sponsors); Barnes, Black, Bowman, Burton, Colton, Crawford, Cummings, Diamont, Fitch, Ives, Jeffus, Luebke, Rogers, and Wainwright:

H.B. 1201, A BILL TO BE ENTITLED AN ACT TO ALLOW LOCAL BOARDS OF EDUCATION TO ESTABLISH SICK LEAVE BANKS FOR PUBLIC SCHOOL EMPLOYEES, is referred to the Committee on Education.

By Representatives Nesbitt, Hackney, and Bowen (Co-Sponsors); Barnes, Black, Bowman, Burton, Colton, Crawford, Cummings, Diamont, Fitch, Ives, Jeffus, Luebke, Rogers, and Wainwright:

H.B. 1202, A BILL TO BE ENTITLED AN ACT TO ALLOW STATE EMPLOYEES SICK LEAVE CREDIT FOR ACCUMULATED VACATION IN EXCESS OF THIRTY DAYS, is referred to the Committee on Public Employees.

By Representatives Nesbitt, Hackney, and Bowen (Co-Sponsors); Barnes, Black, Bowman, Burton, Colton, Crawford, Cummings, Diamont, Fitch, Ives, Jeffus, Luebke, Rogers, and Wainwright:

H.B. 1203, A BILL TO BE ENTITLED AN ACT TO ALLOW PUBLIC SCHOOL EMPLOYEES TO CONVERT EXCESS ANNUAL LEAVE DAYS TO SICK LEAVE, is referred to the Committee on Education.

By Representatives Black and Cummings:

H.B. 1204, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM PROPERTY TAX THE INCREASE IN VALUE OF REAL PROPERTY HELD FOR SALE BY A BUILDER, TO THE EXTENT THE INCREASE IS ATTRIBUTABLE TO SUBDIVISION OR IMPROVEMENTS BY THE BUILDER, is referred to the Committee on Finance.

By Representative Gottovi:

H.B. 1205, A BILL TO BE ENTITLED AN ACT TO RAISE LOGO FEES ON STATE HIGHWAYS, is referred to the Committee on Finance.

By Representatives Holt, Burton, and Cummings:

H.B. 1206, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE SCHOOL HEALTH COORDINATORS TO ALL LOCAL SCHOOL ADMINISTRATIVE UNITS THAT ARE NOT CURRENTLY BEING SERVED BY STATE-FUNDED SCHOOL HEALTH COORDINATORS, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 391**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING THE CONTINUUM OF EDUCATION PROGRAMS, is read the first time and referred to the Committee on Education.

S.B. 666, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION AND THE FORSYTH COUNTY COMMISSIONERS "DOWNTOWN SCHOOL" PROJECT FROM CERTAIN STATUTORY REQUIREMENTS, is read the first time and referred to the Committee on Local and Regional Government II.

Committee Substitute for **S.B. 679**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A NORTH CAROLINA COURT HAS PERSONAL JURISDICTION OVER ACTIONS ARISING FROM DIRECT AND INDIRECT SOLICITATIONS, is read the first time and referred to the Committee on Courts and Justice.

S.B. 702, A BILL TO BE ENTITLED AN ACT TO REVISE THE MANNER OF ELECTION OF THE TOWN OF ST. PAULS, is read the first time and referred to the Committee on Judiciary I.

S.B. 732, A BILL TO BE ENTITLED AN ACT TO CONFORM STATE GAS PIPELINE PENALTY STANDARDS TO THE NEWLY ENACTED AMENDMENTS TO THE FEDERAL NATURAL GAS PIPELINE SAFETY ACT OF 1968, is read the first time and referred to the Committee on Public Utilities.

S.B. 851, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE VACANT OFFICE OF CORONER IN SCOTLAND COUNTY, is read the first time and referred to the Committee on Local and Regional Government I.

S.B. 862, A BILL TO BE ENTITLED AN ACT TO ALLOW PITT COUNTY TO RENAME ALL ROADS WITHIN UNINCORPORATED AREAS OF THE COUNTY, is read the first time and referred to the Committee on Transportation.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Michaux and without objection, **H.J.R. 522**, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIE C. LOVETT, is withdrawn from the Calendar and placed on the Calendar of May 3.

GUESTS

The Speaker extends the courtesies of the gallery to a group of six young African leaders selected by the American Embassies in Africa to come to the United States to study the United States political system. They are from Ethiopia, Ghana, Kenya, Nigeria, South Africa, and Tanzania.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative R. Hunter for the Committee on Judiciary II:

Committee Substitute for **H.B. 56**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE BOARD OF MEDICAL EXAMINERS

TO ENTER INTO PEER REVIEW AGREEMENTS WITH THE ACADEMY OF PHYSICIAN ASSISTANTS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for April 29. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 855, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TAKING OF MIGRATORY WATERFOWL ON SUNDAYS IN THAT PORTION OF THE STATE EAST OF INTERSTATE NINETY-FIVE, with a favorable report.

By Representative McLawhorn for the Permanent Subcommittee on Airports, Railways and Waterways of the Standing Committee on Transportation, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 485, A BILL TO BE ENTITLED AN ACT TO ADOPT THE INTERNATIONAL NAVIGATION RULES AND THE INLAND NAVIGATION RULES AS THE LAW IN THIS STATE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for April 29. The original bill is placed on the Unfavorable Calendar.

CALENDAR

Action is taken on the following:

On motion of Representative Morgan, Committee Substitute for **H.B. 215,** A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SPACE WITHIN A COSMETIC ART SHOP RENTED BY AN INDEPENDENT CONTRACTOR IS NOT A SEPARATE COSMETIC ART SHOP AND TO REQUIRE THAT OWNERS LIST ALL COSMETOLOGISTS PRACTICING IN THEIR COSMETIC ART SHOP, is postponed indefinitely by electronic vote (97-1).

Senate Committee Substitute for **H.B. 120,** A BILL TO BE ENTITLED AN ACT TO AMEND THE OPEN MEETINGS LAWS AND TO AMEND THE PUBLIC RECORDS LAW AS IT RELATES TO THE HOSPITAL LICENSURE ACT AND THE JOINT MUNICIPAL ELECTRIC POWER AND ENERGY ACT.

On motion of Representative G. Miller, the House does not concur in the Senate committee substitute, by electronic vote (102-0), and conferees are requested.

Committee Substitute No. 2 for **H.B. 49,** A BILL TO BE ENTITLED AN ACT TO CLARIFY WHO SHALL BE ENTITLED TO THE PRIVILEGES AND ADVANTAGES OF THE PUBLIC SCHOOLS, WHO SHALL PAY TUITION, AND TO CREATE AN EDUCATION POWER OF ATTORNEY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, Brubaker, Burton, Colton, Crawford, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Esposito, Fussell, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hayes, Hightower, Howard, Judy Hunt, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Oldham, C. Preston, J. Preston, Redwine, Richardson, Robinson, Spears, Stamey, Sutton, Wainwright, Warner, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 77.

Voting in the negative: Representatives Alexander, Arnold, Berry, J. Brown, Church, Cole, Creech, Culp, Edwards, Ellis, Flaherty, Hall, Hill, Holt, Jack Hunt, James, Kennedy, Lutz, McLawhorn, Mercer, Nichols, Ramsey, Rogers, Russell, Smith, Stewart, G. Thompson, Weatherly, and Wilkins - 29.

Excused absences: Representatives Alphin and Diamont - 2.

H.B. 841, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO THE PRINCIPAL AND INCOME ACT, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Culp, Cummings, Cunningham, Decker, Dickson, Dockham, Easterling, Edwards, Esposito, Fitch, Flaherty, Gamble, Gottovi, Gray, Green, Griffin, Hackney, Hayes, Hightower, Hill, Holt, Howard, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nesbitt, Nichols, Nye, Oldham, J. Preston, Ramsey Redwine, Richardson, Robinson, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wright - 91.

Voting in the negative: Representatives Arnold, Berry, Creech, Daughtry, Ellis, Fussell, Hall, McCombs, C. Preston, P. Wilson, and Wood - 11.

Excused absences: Representatives Alphin and Diamont - 2.

S.J.R. 919, A JOINT RESOLUTION RECOGNIZING THE MEN'S BASKETBALL PROGRAM AT THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL AND HONORING THE 1992 MEN'S BASKETBALL TEAM ON WINNING THE 1993 NCAA DIVISION I CHAMPIONSHIP, passes its second reading, by electronic vote (105-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

H.B. 494, A BILL TO BE ENTITLED AN ACT TO STREAMLINE THE ADMINISTRATION OF THE PROSPECTIVE TEACHER SCHOLARSHIP LOAN FUND AND TO PERMIT TEACHER ASSISTANTS TO QUALIFY FOR LOANS FROM THE FUND, passes its third reading, by electronic vote (105–0), and is ordered sent to the Senate.

House Committee Substitute for **S.B. 181**, A BILL TO BE ENTITLED AN ACT TO REQUIRE ENTITIES PROVIDING HEALTH BENEFIT PLANS TO MAKE DIRECT PAYMENT TO GOVERNMENTAL AGENCIES PROVIDING HEALTH CARE SERVICES, passes its third reading, by electronic vote (102–1), and is ordered sent to the Senate for concurrence in House committee substitute.

H.B. 970, A BILL TO BE ENTITLED AN ACT TO ENHANCE PARENTAL INVOLVEMENT IN THE DEVELOPMENT OF LOCAL SCHOOL IMPROVEMENT PLANS, passes its third reading, by electronic vote (102–0), and is ordered sent to the Senate.

INTRODUCTION OF PAGES

Pages for the week of April 26–30 are introduced to the membership. They are: D'Ani Bines of Perquimans, Jesse Boyd of Catawba, John Bulla of Onslow, Kary Crouch of Richmond, Michael Davis of Camden, Marc Deshaies of Mecklenburg, Lincoln Hancock of Wake, Amy Malloy of Durham, Richelle McMillan of Durham, Laura McNeil of Hoke, James Mills of Hoke, Dede Paris of Moore, Jami Singletary of Durham, Kimberly Smalls of Wake, Brandy Snider of Rowan, Benjetta Tharrington of Durham, and Renee Watkins of Wake.

CALENDAR (continued)

Committee Substitute No. 2 for **H.B. 483**, A BILL TO BE ENTITLED AN ACT TO AMEND THE DAM SAFETY LAW OF 1967 TO MAKE IT MORE EFFECTIVE, passes its second reading, by electronic vote (100–5), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative Michaux for the Committee on Judiciary I:

H.B. 554, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR CERTAIN CRIMINAL RECORD CHECKS OF EMPLOYEES, APPLICANTS FOR EMPLOYMENT, AND VOLUNTEERS IN THE SCHOOLS OF THE DEPARTMENT OF HUMAN RESOURCES, with a favorable report.

H.B. 617, A BILL TO BE ENTITLED AN ACT TO DELETE THE REQUIREMENT THAT A DUPLICATE COPY OF AN

APPLICATION FOR EXTRADITION BE FILED IN THE OFFICE OF THE SECRETARY OF STATE, with a favorable report.

H.B. 701, A BILL TO BE ENTITLED AN ACT TO MAKE IT A MISDEMEANOR FOR A STATE OFFICIAL TO FAIL TO PROVIDE INFORMATION TO LEGISLATORS AND LEGISLATIVE COMMITTEES, with an unfavorable report.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Richardson, **H.B. 551**, A BILL TO BE ENTITLED AN ACT TO INCORPORATE INTO STATUTE POLICIES AND PROCEDURES TO INCREASE COMPLIANCE WITH SUBSTANCE ABUSE REHABILITATION SANCTIONS AND TO INCREASE PENALTIES FOR WILLFUL REFUSAL TO COMPLY, is withdrawn from the Calendar of April 28 and re-referred to the Committee on Finance.

On motion of Representative Jack Hunt, seconded by Representative Miner, the House adjourns at 2:05 p.m. to reconvene April 28 at 2:00 p.m.

FIFTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, April 28, 1993

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 27 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (74-0).

Leaves of absence are granted Representatives Diamont, Luebke, Wilkins, and Wood for today.

ENROLLED BILL

The following is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 919, A JOINT RESOLUTION RECOGNIZING THE MEN'S BASKETBALL PROGRAM AT THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL AND HONORING THE 1992 MEN'S BASKETBALL TEAM ON WINNING THE 1993 NCAA DIVISION I CHAMPIONSHIP. (RESOLUTION 10)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative R. Hunter for the Committee on Judiciary II:

H.B. 396, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE REQUIREMENT THAT A REGISTER OF DEEDS STATE THE NAME OF ALL PARTIES TO A REGISTERED INSTRUMENT, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 3. The original bill is placed on the Unfavorable Calendar.

By Representative Rogers, Acting Chair for the Committee on Local and Regional Government I:

H.B. 691, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION AND THE FORSYTH COUNTY COMMISSIONERS "DOWNTOWN SCHOOL" PROJECT FROM CERTAIN STATUTORY REQUIREMENTS, with a favorable report.

H.B. 700, A BILL TO BE ENTITLED AN ACT TO LIMIT THE HEIGHT OF STRUCTURES WITHIN THE PART OF THE TOWN OF SUNSET BEACH THAT IS ON THE ISLAND, with a favorable report.

H.B. 734, A BILL TO BE ENTITLED AN ACT TO ALLOW ANNEXATION OF A DESCRIBED PIECE OF PROPERTY TO THE TOWN OF OLD FORT, with a favorable report.

On motion of the Chair, the bill is re-referred to the Committee on Finance.

H.B. 775, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF WRIGHTSVILLE BEACH TO PROVIDE, BY ORDINANCE, THAT THE OWNER OF THE PROPERTY SERVED IS LEGALLY RESPONSIBLE FOR WATER, SEWER, AND SOLID WASTE FEES AND TO IMPOSE A LIEN AGAINST THE PROPERTY SERVED IN THE CASE OF NONPAYMENT, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 792, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE OFFICE OF CORONER IN CLAY COUNTY, with a favorable report.

H.B. 811, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE BOUNDARIES OF THE TOWN OF ATLANTIC BEACH INCLUDE AN AREA KNOWN AS THE POCKET, with a favorable report.

On motion of the Chair, the bill is re-referred to the Committee on Finance.

H.B. 812, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE BOUNDARY LINE BETWEEN CARTERET AND CRAVEN COUNTIES, with a favorable report.

H.B. 840, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE TO AUTHORIZE THE CITY TO RAISE THE THRESHOLD ABOVE WHICH IT MUST SEEK FORMAL BIDS FOR THE PURCHASE OF APPARATUS, SUPPLIES, MATERIALS, OR EQUIPMENT AND TO WAIVE THE REQUIREMENT FOR A BID BOND, with a favorable report.

H.B. 856, A BILL TO BE ENTITLED AN ACT TO ALLOW THE RIEGELWOOD SANITARY DISTRICT TO ACQUIRE PROPERTY WITHIN THE DISTRICT FOR PARKS, RECREATION, AND COMMUNITY PURPOSES, with a favorable report.

By Representative Michaux for the Committee on Judiciary I:

H.B. 634, A BILL TO BE ENTITLED AN ACT TO ALLOW ALCOHOL IN COOKING EXTRACTS MANUFACTURED IN THIS STATE, with a favorable report.

H.B. 671, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CERTAIN DRUG OFFENSES COMMITTED ON THE PREMISES OF, OR WITHIN THREE HUNDRED FEET OF, A PARK, PLAYGROUND, OR RECREATIONAL CENTER OWNED BY A LOCAL GOVERNMENT ARE CLASS E FELONIES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

On motion of the Chair, the committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 736, A BILL TO BE ENTITLED AN ACT TO COMPLETE THE MERGER OF THE EDGECOMBE COUNTY AND TARBORO CITY SCHOOL ADMINISTRATIVE UNITS, with a favorable report.

H.B. 750, A BILL TO BE ENTITLED AN ACT TO REGULATE OFF-PREMISE SALES OF MALT BEVERAGES IN KEGS, with an unfavorable report.

H.B. 827, A BILL TO BE ENTITLED AN ACT TO ESTABLISH UNIFORMITY IN THE REGULATION OF ROADSIDE HUNTING, with a favorable report.

By Representative Stamey for the Committee on Transportation:

H.B. 955, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE SPECIALIZED REGISTRATION PLATES BEARING THE EMBLEM OF THE FUTURE FARMERS OF AMERICA, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 1004, A BILL TO BE ENTITLED AN ACT TO EXEMPT PUBLIC AIRPORT TRAFFIC SIGNS FROM THE REQUIREMENT FOR UNIFORM SIGNS AND TRAFFIC CONTROL DEVICES ON HIGHWAYS, with a favorable report.

H.B. 1016, A BILL TO BE ENTITLED AN ACT TO CHANGE THE GENERAL DRIVERS LICENSE RENEWAL CYCLE FROM FOUR TO FIVE YEARS, with a favorable report.

On motion of the Chair, the bill is re-referred to the Committee on Finance.

By Representative Hensley for the Committee on Judiciary III:

H.B. 822, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGARDING COMPUTER-RELATED CRIME, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 3. The original bill is placed on the Unfavorable Calendar.

H.B. 944, A BILL TO BE ENTITLED AN ACT TO RAISE THE LIMIT ON THE AMOUNT RECOVERED IN A WRONGFUL DEATH ACTION THAT IS LIABLE FOR THE PAYMENT OF HOSPITAL AND MEDICAL EXPENSES OF THE DECEDENT, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 3. The original bill is placed on the Unfavorable Calendar.

By Representative Fussell for the Committee on Public Employees:

H.B. 818, A BILL TO BE ENTITLED AN ACT TO DEFINE THE LIMITS OF LOCAL GOVERNMENT EMPLOYEE POLITICAL ACTIVITIES, with a favorable report.

By Representative Barnes for the Committee on Education:

H.B. 130, A BILL TO BE ENTITLED AN ACT TO ADD TWO ADDITIONAL MEMBERS TO THE SITE-BASED MANAGEMENT TASK FORCE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 3. The original bill is placed on the Unfavorable Calendar.

By Representative Hightower for the Committee on State Government:

Committee Substitute for **S.B. 71**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE TIME FOR APPLYING FOR AN INITIAL EXEMPTION CONCERNING FIRE SPRINKLER CONTRACTORS, with a favorable report as to House committee substitute bill, unfavorable as to Senate Committee substitute bill.

The House committee substitute bill is placed on the Calendar for May 3. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Redwine for the Committee on Business and Labor:

H.B. 1034, A BILL TO BE ENTITLED AN ACT TO ALLOW PUBLIC CONTRACTS INVOLVING LESS THAN FIFTY THOUSAND DOLLARS TO BE AWARDED TO NONLICENSED CONTRACTORS, with a favorable report.

H.B. 1047, A BILL TO BE ENTITLED AN ACT TO REVISE CERTAIN PROCEDURES FOR APPEAL UNDER THE OCCUPATIONAL SAFETY AND HEALTH ACT, with a favorable report.

SUBCOMMITTEE REFERRAL

Representative Barnes, Chair for the Standing Committee on Education, refers:

H.B. 1048, A BILL TO BE ENTITLED AN ACT TO PROVIDE BUSING FOR ALL CHILDREN IN KINDERGARTEN THROUGH GRADE 5, REGARDLESS OF HOW CLOSE THEY LIVE TO THEIR SCHOOLS, to the Permanent Subcommittee on Preschool, Elementary and Secondary Education.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives C. Preston, Berry, Brawley, Flaherty, Robinson, and G. Thompson:

H.B. 1207, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE ARTS AND SCIENCE CENTER OF CATAWBA VALLEY, is referred to the Committee on Appropriations.

By Representatives R. Hunter and Rogers:

H.B. 1208, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE MCSMILES PROGRAM, A MOBILE PRESCHOOL PROGRAM FOR PRESCHOOL-AGED CHILDREN AND THEIR PARENTS, is referred to the Committee on Appropriations.

By Representatives Oldham, Crawford, and Luebke:

H.J.R. 1209, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Kinney, Braswell, Cummings, Kinney, McAllister, Richardson, Spears, and Warner:

H.B. 1210, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE SPRING LAKE COMMUNITY AND CULTURAL CENTER, is referred to the Committee on Appropriations.

By Representative DeVane:

H.B. 1211, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES FOR WATER SUPPLY PLANNING AND REGIONAL WATER MANAGEMENT STUDIES, is referred to the Committee on Appropriations.

By Representative DeVane:

H.B. 1212, A BILL TO BE ENTITLED AN ACT TO CHANGE CERTAIN FEES CHARGED BY AUCTIONEERS AND TO AMEND THE REQUIREMENTS FOR DEPOSITS IN TRUST OR ESCROW ACCOUNTS BY AUCTIONEERS, is referred to the Committee on Finance.

By Representatives Colton, Easterling, Esposito, Gardner, Hackney, Holt, Kennedy, Luebke, J. Preston, Redwine, Smith, and Stamey:

H.B. 1213, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR DOMESTIC VIOLENCE PROGRAMS THROUGHOUT THE STATE, is referred to the Committee on Appropriations.

By Representative H. Hunter, Speaker Blue; Representatives Barnhill, Braswell, D. Brown, Burton, Cummings, Cunningham, Fitch, Gist, Green, Kennedy, Kinney, McAllister, Michaux, Oldham, Wainwright, and Wright:

H.B. 1214, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR ECONOMIC DEVELOPMENT PROJECTS AND ACTIVITIES WITHIN THE STATE'S MINORITY COMMUNITY, is referred to the Committee on Appropriations.

By Representatives H. Hunter, Esposito, and Gardner:

H.B. 1215, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR IMPLEMENTATION OF RECOMMENDATIONS OF THE QUALITY IMPROVEMENT REPORT FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES IN NORTH CAROLINA, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 20**, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES RELATING TO THE ELECTORAL COLLEGE TO CONFORM THEM TO FEDERAL REQUIREMENTS AND STATE LAW, is read the first time and referred to the Committee on Judiciary I.

S.B. 118, A BILL TO BE ENTITLED AN ACT TO CHANGE THE PROCESS OF APPEALING UNDER THE STATE PERSONNEL ACT CERTAIN PERSONNEL DECISIONS OF LOCAL APPOINTING AUTHORITIES, is read the first time and referred to the Committee on Judiciary II.

S.B. 344, A BILL TO BE ENTITLED AN ACT TO REMOVE THE EXCLUSION FOR WAR-RELATED DISABILITIES FROM THE DISABILITIES INCOME PLAN, is read the first time and referred to the Committee on Pensions and Retirement.

Committee Substitute for **S.B. 385**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO CONSIDER A LATERAL ENTRY PROCESS FOR SCHOOL ADMINISTRATORS, is read the first time and referred to the Committee on Education.

Committee Substitute No. 2 for **S.B. 422**, A BILL TO BE ENTITLED AN ACT REGULATING THE PRACTICE OF ACUPUNCTURE AND ADDING THE PRACTICE OF DIETETICS/NUTRITION TO THE LIST OF PRACTICES THAT ARE NOT CONSIDERED PRACTICING MEDICINE WITHOUT A LICENSE, is read the first time and referred to the Committee on Judiciary I.

S.B. 577, A BILL TO BE ENTITLED AN ACT TO DELETE THE REQUIREMENT THAT THE STATE BOARD OF EDUCATION INSPECT ACTIVITY BUSES OWNED BY LOCAL SCHOOL ADMINISTRATIVE UNITS, is read the first time and referred to the Committee on Education.

S.B. 626, A BILL TO BE ENTITLED AN ACT TO ADOPT THE MODEL ACT OF THE NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS FOR RISK-BASED CAPITAL REQUIREMENTS FOR LIFE AND HEALTH INSURANCE COMPANIES, is read the first time and referred to the Committee on Insurance.

Committee Substitute for **S.B. 804**, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE TOWN OF TROY FROM CERTAIN ZONING NOTICE REQUIREMENTS, is read the first time and referred to the Committee on Local and Regional Government I.

S.B. 896, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE JUDICIAL DEPARTMENT TO TRANSFER FUNDS FROM THE SPECIAL CAPITAL CASE REHEARING FUND TO THE INDIGENT PERSONS' ATTORNEY FEE FUND, is read the first time and referred to the Committee on Appropriations.

SUBCOMMITTEE REFERRALS

Representative Stamey, Chair for the Standing Committee on Transportation, refers:

S.B. 578, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM SPEED FOR SCHOOL BUSES TO FORTY-FIVE MILES PER HOUR, to the Permanent Subcommittee on Public Transportation.

Representative Mavretic, Chair for the Standing Committee on Health and Human Services, refers:

H.B. 1022, A BILL TO BE ENTITLED AN ACT TO PHASE IN THE DIRECT DEPOSIT OF CASH PAYMENT PUBLIC ASSISTANCE, to the Permanent Subcommittee on Human Services.

H.B. 959, A BILL TO BE ENTITLED AN ACT FOR THE APPOINTMENT OF TEMPORARY MANAGERS FOR LONG-TERM CARE FACILITIES AND DOMICILIARY HOMES, to the Permanent Subcommittee on Aging.

H.B. 1077, A BILL TO BE ENTITLED AN ACT TO DEFINE SEPTAGE, TO MAKE SOME TECHNICAL CORRECTIONS, AND TO ALLOW THE USE OF CHEMICAL OR PORTABLE TOILETS, to the Permanent Subcommittee on Aging.

H.B. 1082, A BILL TO BE ENTITLED AN ACT TO GIVE THE BOARD OF PHARMACY AUTHORITY TO REGULATE MEDICAL EQUIPMENT INTENDED FOR USE IN AN INDIVIDUAL'S HOME, to the Permanent Subcommittee on Aging.

H.B. 1113, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING DOMICILIARY CARE LICENSING, to the Permanent Subcommittee on Aging.

H.B. 1144, A BILL TO BE ENTITLED AN ACT TO ADDRESS THE PROBLEM OF TRUST FUNDS DEVELOPED FOR PURPOSES OF MEDICAID ELIGIBILITY, to the Permanent Subcommittee on Aging.

H.B. 1145, A BILL TO BE ENTITLED AN ACT TO ADDRESS THE PROBLEM OF LIFE INSURANCE PURCHASES FOR THE PURPOSE OF MEDICAID ELIGIBILITY, to the Permanent Subcommittee on Aging.

H.B. 1146, A BILL TO BE ENTITLED AN ACT TO ADDRESS THE PROBLEM OF INCREMENTAL ASSET TRANSFERS FOR PURPOSES OF MEDICAID ELIGIBILITY, to the Permanent Subcommittee on Aging.

H.B. 1147, A BILL TO BE ENTITLED AN ACT TO SPECIFY THE EFFECT OF CERTAIN TRANSFERS ON ELIGIBILITY FOR STATE MEDICAL ASSISTANCE FOR LONG-TERM CARE, to the Permanent Subcommittee on Aging.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 339**, A BILL TO BE ENTITLED AN ACT TO AMEND THE MONETARY LIMITS FOR PURPOSES OF COMPLYING WITH FORMAL BIDDING REQUIREMENTS BY THE CITY OF GREENSBORO, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Wright and without objection, Committee Substitute for **H.B. 588**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF WILMINGTON RELATING TO SITE PLAN REVIEW AND AUTHORIZING ADOPTION OF A UNIFIED LAND USE ORDINANCE, is withdrawn from the Calendar and placed on the Calendar of April 29.

CALENDAR (continued)

Committee Substitute for **H.B. 835**, A BILL TO BE ENTITLED AN ACT TO REGULATE THE POSSESSION AND USE OF FIREARMS ON PROPERTY OWNED, LEASED, OR USED BY DURHAM COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

S.J.R. 976, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF DWIGHT WILSON QUINN, FORMER MEMBER OF THE GENERAL ASSEMBLY.

On motion of Representative Ramsey, the rules are suspended and the resolution is placed before the House for immediate consideration.

The resolution passes its second reading, by electronic vote (111–0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

CALENDAR (continued)

H.B. 689, A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF THIRD DEGREE TRESPASS IN WILKES AND YADKIN COUNTIES.

Representative Wilmoth offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

S.B. 510, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE SEPARATE ELECTION OF THE MAYOR OF CONNELLY SPRINGS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

RE-REFERRAL

On motion of Representative Gottovi, pursuant to Rule 39.2, **H.B. 881**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FOX

TRAPPING WITH RUBBER CLEAT TRAPS IN GRANVILLE COUNTY, is withdrawn from the Committee on Environment and re-referred to the Committee on Local and Regional Government II.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee and permanent subcommittee are presented:

By Representative Hensley for the Committee on Judiciary III:

H.B. 502, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE ALCOHOLIC BEVERAGE LAWS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative McLawhorn for the Permanent Subcommittee on Airports, Railways, and Waterways:

H.B. 932, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DEPARTMENT OF TRANSPORTATION SHALL PAY FOR THE NONBETTERMENT RELOCATION OF SANITARY DISTRICT UTILITIES, reported to the Standing Committee on Transportation, without prejudice.

On motion of Representative Jack Hunt, seconded by Representative Sutton, the House adjourns in honor and memory of the 256 workers who lost their lives in the workplace last year, by electronic vote (101-4), at 3:30 p.m. to reconvene April 29 at 1:00 p.m.

FIFTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Thursday, April 29, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 28 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Diamont, Gist, Holmes, R. Hunter, McLawhorn, G. Miller, Nichols, Stewart, and Warner for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 510, AN ACT TO PROVIDE FOR THE SEPARATE ELECTION OF THE MAYOR OF CONNELLY SPRINGS. (CHAPTER 37)

S.J.R. 976, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF DWIGHT WILSON QUINN, FORMER MEMBER OF THE GENERAL ASSEMBLY. (RESOLUTION 11)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representative Michaux for the Committee on Judiciary I:

H.B. 690, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE PROHIBITION AGAINST CARRYING A CONCEALED WEAPON SHALL NOT APPLY TO DISTRICT ATTORNEYS AND ASSISTANT DISTRICT ATTORNEYS, with an unfavorable report.

H.B. 727, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CERTAIN DRUG OFFENSES COMMITTED ON THE PREMISES OF OR WITHIN THREE HUNDRED FEET OF A PUBLIC HOUSING FACILITY ARE CLASS E FELONIES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 4. The original bill is placed on the Unfavorable Calendar.

H.B. 895, A BILL TO BE ENTITLED AN ACT TO REGULATE SUNDAY SALES AND CONSUMPTION OF ALCOHOLIC BEVERAGES, with a favorable report, as amended.

H.B. 908, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES THAT ADDRESS SUITS BROUGHT BY PAUPERS AND APPEALS PROSECUTED BY PAUPERS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Gottovi for the Committee on Environment:

H.B. 787, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO DENY A PERMIT FOR A SANITARY LANDFILL OR A SOLID WASTE INCINERATOR TO AN APPLICANT THAT DOES NOT SUBMIT AN APPROVED WASTE

REDUCTION PLAN, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 4. The original bill is placed on the Unfavorable Calendar.

H.B. 969, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON THE ACT PERMITTING THE USE OF DEMOLITION ASPHALT AS FILL, with a favorable report.

H.B. 1137, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CLEAN WATER REVOLVING LOAN AND GRANT PROGRAM TO ALLOW MUNICIPALITIES TO PLEDGE USER FEES OR ANY AVAILABLE SOURCES OF REVENUES FOR THE PAYMENT OF REVOLVING FUNDS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Jarrell for the Permanent Subcommittee on Economic Expansion and Growth:

H.B. 71, A BILL TO BE ENTITLED AN ACT TO PERMIT THE USE OF THE PRISON ENTERPRISE LAUNDRY OPERATION IN EMERGENCY SITUATIONS, reported to the Standing Committee on Business and Labor, with a favorable recommendation.

By Representative Fussell for the Committee on Public Employees:

H.B. 373, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING EMPLOYEE CLASSIFICATIONS AND COMPENSATION, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 892, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORITY OF DAVIE COUNTY AND THE TOWN OF MOCKSVILLE TO UNDERTAKE LOCAL DEVELOPMENT ACTIVITIES, with an indefinite postponement report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Nesbitt, Bowman, Diamont, H. Hunter, and Stamey:

H.B. 1216, A BILL TO BE ENTITLED AN ACT TO MAKE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, is referred to the Committee on Appropriations.

By Representatives Diamont, Bowman, DeVane, Esposito, H. Hunter, McLaughlin, Nesbitt, Redwine, and Wainwright:

H.B. 1217, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR INFANT MORTALITY AND CHILD HEALTH INITIATIVES, is referred to the Committee on Appropriations.

By Representative Bowen:

H.B. 1218, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A SOUTHEAST AGRICULTURAL MARKETING OFFICE AND TO REALLOCATE FUNDS APPROPRIATED FOR AGRICULTURAL FACILITIES, is referred to the Committee on Appropriations.

By Representatives Michaux and H. Hunter:

H.J.R. 1219, A JOINT RESOLUTION EXPRESSING OPPOSITION TO A FEDERAL REQUIREMENT FOR THE STATE OF NORTH CAROLINA TO PASS A LAW REQUIRING REVOCATION OR SUSPENSION OF A PERSON'S DRIVERS LICENSE FOR ANY DRUG-RELATED OFFENSE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Gardner:

H.B. 1220, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE A COURT MEDIATOR IN ROWAN COUNTY, is referred to the Committee on Appropriations.

By Representatives Braswell and H. Hunter:

H.B. 1221, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR OPERATING EXPENSES OF THE SHELTERED WORKSHOP IN WAYNE COUNTY, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H.B. 141, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ACCESS TO INFORMATION RELEVANT TO NONCRIMINAL VIOLATIONS OF THE LAW FROM THE POLICE INFORMATION NETWORK, is returned for concurrence in Senate amendment and placed on the Calendar for May 3.

Committee Substitute No. 2 for **S.B. 28**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO CHANGE THE COMPOSITION OF THE STATE BOARD OF EDUCATION, TO

MAKE THE SUPERINTENDENT OF PUBLIC INSTRUCTION AN APPOINTEE OF THE STATE BOARD OF EDUCATION, AND TO MAKE CORRESPONDING STATUTORY CHANGES, is read the first time and referred to the Committee on Constitutional Amendments and Referenda.

Committee Substitute for **S.B. 58**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PROCUREMENT POLICY THAT PROMOTES THE PURCHASE OF MATERIALS AND SUPPLIES WITH RECYCLED CONTENT BY THE STATE, THE UNIVERSITY SYSTEM, COMMUNITY COLLEGES, AND PUBLIC SCHOOLS AND TO ESTABLISH CERTAIN GOALS FOR THE PURCHASE OF RECYCLED PAPER AND PAPER PRODUCTS, is read the first time and referred to the Committee on State Government.

S.B. 192, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO DIRECT THE DEPARTMENT OF COMMERCE TO ESTABLISH PERFORMANCE-BASED INDICATORS AND CONTRACTS FOR NONPROFITS THAT CONDUCT STATE-FUNDED ECONOMIC DEVELOPMENT ACTIVITIES, is read the first time and referred to the Committee on Business and Labor.

S.B. 545, A BILL TO BE ENTITLED AN ACT TO DELETE THE REQUIREMENT THAT LOCAL BOARDS OF EDUCATION FILE COPIES OF THEIR BUDGET RESOLUTIONS WITH THE STATE BOARD OF EDUCATION, is read the first time and referred to the Committee on Education.

Committee Substitute for **S.B. 778**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT EITHER SPOUSE MAY DIRECT A LENDER TO CEASE MAKING ADVANCES ON AN EQUITY LINE OF CREDIT SECURED BY REAL PROPERTY OWNED BY THE SPOUSES AS JOINT TENANTS OR TENANTS BY THE ENTIRETY, is read the first time and referred to the Committee on Financial Institutions.

CALENDAR

Action is taken on the following:

H.B. 812, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE BOUNDARY LINE BETWEEN CARTERET AND CRAVEN COUNTIES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Crawford, Creech, Culp, Cunningham, Daughtry, Decker, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Howard, H. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus,

Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, McAllister, McCombs, McCrary, McLaughlin, Mercer, B. Miller, Miner, Mitchell, Moore, Morgan, Nye, Oldham, C. Preston, J. Preston, Ramsey, Richardson, Russell, Smith, Spears, Sutton, Tallent, G. Thompson, Wainwright, Weatherly, Wilkins, C. Wilson, P. Wilson, Wood, and Wright - 89.

Voting in the negative: None.

Excused absences: Representatives Diamont, Gist, Holmes, R. Hunter, McLawhorn, G. Miller, Nichols, Stewart, and Warner - 9.

Committee Substitute for **H.B. 588**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF WILMINGTON RELATING TO SITE PLAN REVIEW AND AUTHORIZING ADOPTION OF A UNIFIED LAND USE ORDINANCE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 691, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION AND THE FORSYTH COUNTY COMMISSIONERS "DOWNTOWN SCHOOL" PROJECT FROM CERTAIN STATUTORY REQUIREMENTS.

On motion of Representative Gray and without objection, consideration of the bill is postponed until May 17.

H.B. 700, A BILL TO BE ENTITLED AN ACT TO LIMIT THE HEIGHT OF STRUCTURES WITHIN THE PART OF THE TOWN OF SUNSET BEACH THAT IS ON THE ISLAND, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 792, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE OFFICE OF CORONER IN CLAY COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Hill and without objection, **H.B. 856**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE RIEGELWOOD SANITARY DISTRICT TO ACQUIRE PROPERTY WITHIN THE DISTRICT FOR PARKS, RECREATION, AND COMMUNITY PURPOSES, is withdrawn from the Calendar and placed on the Calendar of May 5.

CALENDAR (continued)

H.B. 840, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE TO AUTHORIZE THE CITY TO RAISE THE THRESHOLD ABOVE WHICH IT MUST SEEK FORMAL BIDS FOR THE PURCHASE OF APPARATUS,

SUPPLIES, MATERIALS, OR EQUIPMENT AND TO WAIVE THE REQUIREMENT FOR A BID BOND, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 736, A BILL TO BE ENTITLED AN ACT TO COMPLETE THE MERGER OF THE EDGECOMBE COUNTY AND TARBORO CITY SCHOOL ADMINISTRATIVE UNITS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF PERMANENT SUBCOMMITTEE REPORT

On motion of Representative Jarrell, the report of the Permanent Subcommittee on Economic Expansion and Growth pertaining to **H.B. 71**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE USE OF THE PRISON ENTERPRISE LAUNDRY OPERATION IN EMERGENCY SITUATIONS, is withdrawn from the Standing Committee on Business and Labor.

The bill is returned to the Permanent Subcommittee on Economic Expansion and Growth.

CALENDAR (continued)

Committee Substitute No. 2 for **H.B. 49**, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHO SHALL BE ENTITLED TO THE PRIVILEGES AND ADVANTAGES OF THE PUBLIC SCHOOLS, WHO SHALL PAY TUITION, AND TO CREATE AN EDUCATION POWER OF ATTORNEY.

Representative Rogers offers Amendment No. 1 which is adopted by electronic vote (98–1).

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Baddour, Barbee, Barnes, Barnhill, Beall, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Colton, Crawford, Cummings, Cunningham, DeVane, Dickson, Dockham, Edwards, Esposito, Fitch, Fussell, Gamble, Gardner, Gottovi, Gray, Green, Griffin, Hackney, Hightower, Hill, Howard, Jack Hunt, H. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, Mercer, Michaux, B. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nye, Oldham, C. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Tallent, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright – 82.

Voting in the negative: Representatives Arnold, Balmer, Berry, Creech, Culp, Decker, Ellis, Flaherty, Grady, Hall, Hayes, Holt, Lee, J. Preston, G. Thompson, Weatherly, and Wilkins – 17.

Excused absences: Representatives Diamont, Gist, Holmes, R. Hunter, McLawhorn, G. Miller, Nichols, Stewart, and Warner – 9.

H.B. 841, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO THE PRINCIPAL AND INCOME ACT.

Representative Baddour offers Amendment No. 1 which is ruled to be material. The amendment is adopted by electronic vote (96–2).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Baddour, Balmer, Barnes, Barnhill, Beall, Bowen, Bowman, Braswell, D. Brown, J. Brown, Brubaker, Burton, Church, Crawford, Cummings, Cunningham, Daughtry, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Flaherty, Fussell, Gamble, Gardner, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Howard, Jack Hunt, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, Mercer, Michaux, B. Miller, Miner, Moore, Morgan, Nesbitt, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Rogers, Russell, Smith, Spears, Sutton, Tallent, G. Thompson, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wright – 86.

Voting in the negative: Representatives Arnold, Barbee, Berry, Bowie, Brawley, Creech, Culp, Decker, Lee, Mitchell, Robinson, Weatherly, and Wood – 13.

Excused absences: Representatives Colton, Diamont, Gist, Holmes, R. Hunter, McLawhorn, G. Miller, Nichols, Stewart, and Warner – 10.

H.B. 36, A BILL TO BE ENTITLED AN ACT TO LIMIT THE LIABILITY OF LANDOWNERS TO MEMBERS OF THE PUBLIC ENTERING THE LAND FOR EDUCATIONAL AND RECREATIONAL PURPOSES.

Representative Mavretic offers Amendment No. 1 which is adopted by electronic vote (100–0).

Representative B. Miller offers Amendment No. 2 which fails of adoption by electronic vote (25–76).

REPRESENTATIVE FITCH, HOUSE MAJORITY LEADER, PRESIDING.

Representative Hensley offers Amendment No. 3.

On motion of Representative James, seconded by Representative Balmer, Amendment No. 3 is tabled by electronic vote (70–27).

Representative James calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its third reading, by electronic vote (80–20), and is ordered engrossed and sent to the Senate.

Committee Substitute for **H.B. 505**, A BILL TO BE ENTITLED AN ACT REQUESTED BY THE NORTH CAROLINA COUNCIL FOR THE DEAF AND HARD OF HEARING TO RECONSTITUTE THE MEMBERSHIP OF THE NORTH CAROLINA COUNCIL FOR THE DEAF AND HARD OF HEARING, passes its second reading, by electronic vote (100–0), and there being no objection is read a third time.

The bill passes its third reading, by electronic vote (97–0), and is ordered sent to the Senate.

Committee Substitute for **H.B. 569**, A BILL TO BE ENTITLED AN ACT TO AMEND THE VITAL RECORDS LAW TO AVOID UNLAWFUL DUPLICATION, passes its second reading, by electronic vote (90–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 570**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE FOOD AND LODGING SANITATION LAW, passes its second reading, by electronic vote (91–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 309**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO DIRECT THE GOVERNOR TO CONDUCT ORGANIZATIONAL AND STAFFING ANALYSES OF STATE AGENCIES, passes its second reading, by electronic vote (94–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 256**, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE SCHOOLS TO IMPLEMENT EXTENDED SERVICES PROGRAMS, passes its second reading, by electronic vote (96–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 304**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING THE TEACHER CERTIFICATION SYSTEM WITHIN THE DEPARTMENT OF PUBLIC INSTRUCTION, passes its second reading, by electronic vote (96–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 311**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO

CONSIDER A LATERAL ENTRY PROCESS FOR SCHOOL ADMINISTRATORS, passes its second reading, by electronic vote (97–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 616, A BILL TO BE ENTITLED AN ACT TO GRANT LOCAL BOARDS OF EDUCATION MORE FLEXIBILITY TO ESTABLISH YEAR-ROUND SCHOOLS, passes its second reading, by electronic vote (99–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 935, A BILL TO BE ENTITLED AN ACT TO DELETE THE REFERENCES TO THE DEPARTMENT OF PUBLIC EDUCATION, passes its second reading, by electronic vote (98–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.B. 110, A BILL TO BE ENTITLED AN ACT TO ALLOW LOCAL SCHOOL BOARDS TO REQUEST WAIVERS FOR CENTRAL OFFICE STAFF AS PROVIDED BY THE SCHOOL IMPROVEMENT AND ACCOUNTABILITY ACT, passes its second reading, by electronic vote (99–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

SPEAKER BLUE PRESIDING.

H.B. 229, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION ADDING TRAINING SCHOOLS TO THE COMMITMENT OPTIONS WHEN COMMITMENT OF A JUVENILE FOR THIRTY DAYS OR LESS IS ORDERED.

On motion of Representative Hensley, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

H.B. 561, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE MANNER IN WHICH WAGES MUST BE PAID TO EMPLOYEES, AND TO CLARIFY EXEMPTIONS UNDER THE WAGE AND HOUR ACT, passes its second reading, by electronic vote (95–3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.J.R. 296**, A JOINT RESOLUTION HONORING DONALD ROSS, THE FATHER OF AMERICAN GOLF COURSE ARCHITECTURE, AND RECOGNIZING PINEHURST AS THE GOLF CAPITAL OF THE WORLD, passes its second reading, by electronic vote (91–0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 559**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE TRUSTEE ASSOCIATION REGIONS OF THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM AND TO MAKE A TECHNICAL CHANGE TO THE PROCEDURE FOR ELECTING THE CHAIR AND OTHER OFFICERS OF THE STATE BOARD OF COMMUNITY COLLEGES, passes its second reading, by electronic vote (101-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 938**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO REPORT ON THE NATIONAL BOARD FOR PROFESSIONAL TEACHING STANDARDS' PROGRAM FOR IDENTIFYING HIGHLY PROFESSIONAL TEACHERS AND RECOMMEND A PLAN FOR PROVIDING MONETARY INCENTIVES FOR TEACHERS TO PARTICIPATE IN THAT PROGRAM, passes its second reading, by electronic vote (99-0), and there being no objection is read a third time.

The bill passes its third reading, by electronic vote (99-0), and is ordered sent to the Senate.

Committee Substitute for **H.B. 346**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ALCOHOLIC BEVERAGE ELECTIONS IN CITIES LOCATED IN TWO OR MORE COUNTIES, passes its second reading, by electronic vote (91-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 448**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN OFFICER MAY MAKE A WARRANTLESS ARREST FOR CERTAIN MISDEMEANOR OFFENSES CREATING A RISK OF VIOLENCE ON SCHOOL GROUNDS OR ON A SCHOOL BUS, passes its second reading, by electronic vote (89-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 565**, A BILL TO BE ENTITLED AN ACT TO MAKE THE UNAUTHORIZED DUPLICATION OF A KEY TO A STATE BUILDING A MISDEMEANOR OFFENSE, passes its second reading, by electronic vote (86-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 696**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR NOTIFICATION TO A DEFENDANT ON SUPERVISED PROBATION THAT HIS PROBATION PERIOD MAY BE EXTENDED FOR UP TO THREE YEARS IF RESTITUTION IS NOT COMPLETED, passes its second reading, by electronic vote (90-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 209**, A BILL TO BE ENTITLED AN ACT TO DEFINE "ABANDONED CEMETERY".

On motion of Representative Smith, the bill is temporarily displaced.

Committee Substitute for **H.B. 352**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO ESTABLISH AN INTERAGENCY COMMITTEE TO DEVELOP A CHILD MEDICAL AND MENTAL HEALTH EVALUATION PLAN, passes its second reading, by electronic vote (94–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 476**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CONTROLLED SUBSTANCE EXAMINATION REGULATION ACT, passes its second reading, by electronic vote (96–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 855, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TAKING OF MIGRATORY WATERFOWL ON SUNDAYS IN THAT PORTION OF THE STATE EAST OF INTERSTATE NINETY-FIVE.

On motion of Representative Mavretic and without objection, consideration of the bill is postponed until May 5.

H.B. 554, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR CERTAIN CRIMINAL RECORD CHECKS OF EMPLOYEES, APPLICANTS FOR EMPLOYMENT, AND VOLUNTEERS IN THE SCHOOLS OF THE DEPARTMENT OF HUMAN RESOURCES, passes its second reading, by electronic vote (88–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 617, A BILL TO BE ENTITLED AN ACT TO DELETE THE REQUIREMENT THAT A DUPLICATE COPY OF AN APPLICATION FOR EXTRADITION BE FILED IN THE OFFICE OF THE SECRETARY OF STATE, passes its second reading, by electronic vote (94–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 402, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CHILD SUPPORT PAYMENTS BE CONTINUED WHILE THE CHILD IS ENROLLED IN PRIMARY OR SECONDARY SCHOOL, UP TO GRADUATION OR AGE TWENTY.

Representative Richardson offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (97–0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute No. 2 for **H.B. 56**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE BOARD OF MEDICAL EXAMINERS TO ENTER INTO PEER REVIEW AGREEMENTS WITH THE ACADEMY OF PHYSICIAN ASSISTANTS, passes its second reading by electronic vote (92–1).

Representative Black objects to the third reading. The bill remains on the Calendar.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Stamey for the Committee on Transportation:

H.B. 631, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE REGISTRATION PLATES DEPICTING WILDLIFE SPECIES IN NORTH CAROLINA, AND TO PROVIDE FOR THE DISTRIBUTION OF THE INCOME FROM THOSE PLATES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 932, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DEPARTMENT OF TRANSPORTATION SHALL PAY FOR THE NONBETTERMENT RELOCATION OF SANITARY DISTRICT UTILITIES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 1044, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PURPLE HEART RECIPIENT PLATE SHALL BE ANNUALLY RENEWED WITHOUT THE IMPOSITION OF A RENEWAL FEE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 1051, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR "STATE OF THE ARTS" REGISTRATION PLATES AND TO PROVIDE FOR THE EXPENDITURE OF THE PROCEEDS FROM THE SALES OF THESE SPECIALIZED REGISTRATION PLATES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Ramsey for the Committee on Financial Institutions:

H.B. 449, A BILL TO BE ENTITLED AN ACT TO INCLUDE INTEREST AND PENALTIES IN REFUNDS OF MONIES OVER-COLLECTED FROM CONSUMERS ON THE OVERCOLLECTED AMOUNT, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 4. The original bill is placed on the Unfavorable Calendar.

By Representative H. Hunter for the Committee on Children, Youth and Families:

H.B. 206, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE COUNTIES TO PROVIDE THE HIGHEST POSSIBLE DAY CARE AVAILABLE TO THEM, with a favorable report, as amended.

H.B. 213, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LEGISLATIVE STUDY COMMISSION ON CHILD CARE ISSUES, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 220, A BILL TO BE ENTITLED AN ACT TO BAN CORPORAL PUNISHMENT FROM CERTAIN "NONREGISTERED" DAY CARE THAT RECEIVES REIMBURSEMENT FROM THE STATE, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 4. The original bill is placed on the Unfavorable Calendar.

By Representative Nesbitt for the Committee on Appropriations:

Committee Substitute for **H.B. 385**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE BLOOD ALCOHOL CONTENT FOR DRIVING WHILE IMPAIRED AND RELATED OFFENSES FROM 0.10 TO 0.08; TO REDUCE THE MINIMUM BLOOD ALCOHOL CONTENT NECESSARY FOR AN IMMEDIATE TEN-DAY REVOCATION OF DRIVING PRIVILEGES FROM 0.10 TO 0.08; TO REDUCE THE BLOOD ALCOHOL LEVEL TO BE CONSIDERED AS SLIGHT IMPAIRMENT FROM 0.11 TO 0.09; TO MAKE THE RESULTS OF A FIRST BREATH TEST ADMISSIBLE UNDER CERTAIN CIRCUMSTANCES; TO CHANGE THE METHOD OF CALCULATING THE REVOCATION OF A PROVISIONAL LICENSEE'S LICENSE FOR CERTAIN ALCOHOL-RELATED OFFENSES; AND TO PROVIDE CLARIFICATION ABOUT WHEN A PRIOR CONVICTION FOR DRIVING WHILE IMPAIRED CAN

BE USED FOR AGGRAVATION PURPOSES, with a favorable report.

H.B. 401, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE UNIVERSITY OF NORTH CAROLINA TO RETAIN THE NET PROCEEDS FROM SALE OF THE FORMER RESIDENCE OF THE CHANCELLOR OF NORTH CAROLINA CENTRAL UNIVERSITY FOR APPLICATION TOWARD PURCHASE OF THE SUCCESSIVE RESIDENCE FOR THE CHANCELLOR, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 4. The original bill is placed on the Unfavorable Calendar.

By Representative Michaux for the Committee on Judiciary I:

H.B. 434, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS OF NORTH CAROLINA TO LIMIT CERTAIN UNFUNDED REGULATORY MANDATES TO COUNTIES AND CITIES BY THE STATE OF NORTH CAROLINA AND TO AMEND THE GENERAL STATUTES TO MAKE MANDATORY THE PREPARATION OF FISCAL NOTES FOR PROPOSED REGULATIONS THAT COULD REQUIRE COUNTIES AND CITIES TO SPEND FUNDS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 4. The original bill is placed on the Unfavorable Calendar.

H.B. 563, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES IN STATUTES CONCERNING PRECINCT AND TOWNSHIP BOUNDARIES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 4. The original bill is placed on the Unfavorable Calendar.

By Representative Hensley for the Committee on Judiciary III:

H.B. 658, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A MEDIATION PROGRAM FOR THE INDUSTRIAL COMMISSION, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 910, A BILL TO BE ENTITLED AN ACT REGULATING THE PRACTICE OF MASSAGE THERAPY, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance.

H.B. 1091, A BILL TO BE ENTITLED AN ACT TO PHASE IN STATEWIDE MEDIATED SETTLEMENT CONFERENCES IN

SUPERIOR COURT ACTIONS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Wilmoth for the Permanent Subcommittee on Travel and Tourism:

H.B. 524, A BILL TO BE ENTITLED AN ACT TO PERMIT CHILDREN UNDER SIXTEEN YEARS OF AGE TO BE EMPLOYED BY THEIR PARENTS ON THE PREMISES OF A BUSINESS HOLDING AN ABC PERMIT, reported to the standing committee on Business and Labor, with a favorable recommendation.

H.B. 556, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE UNIFORM BOILER AND PRESSURE VESSEL ACT, reported to the Standing Committee on Business and Labor, with a favorable recommendation as to proposed committee substitute bill, unfavorable as to original bill.

By Representative Jarrell for the Permanent Subcommittee on Economic Expansion and Growth of the Standing committee on Business and Labor, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 71, A BILL TO BE ENTITLED AN ACT TO PERMIT THE USE OF THE PRISON ENTERPRISE LAUNDRY OPERATION IN EMERGENCY SITUATIONS, with a favorable report.

By Representative Judy Hunt for the Committee on Public Utilities:

H.B. 1083, A BILL TO BE ENTITLED AN ACT TO CONFORM STATE GAS PIPELINE PENALTY STANDARDS TO THE NEWLY ENACTED AMENDMENTS TO THE FEDERAL NATURAL GAS PIPELINE SAFETY ACT OF 1968, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Finance.

On motion of Representative Ramsey, Committee Amendment No. 1 is adopted.

The bill is ordered engrossed and re-referred to the Committee on Finance.

SUSPENSION OF RULE

Pursuant to Rule 28(e), the Speaker grants permission for any Standing Committee or Permanent Subcommittee to meet between today and the next legislative day.

SUBCOMMITTEE REFERRAL

Representative Mavretic, Chair for the Standing Committee on Health and Human Services, refers:

H.B. 1122, A BILL TO BE ENTITLED AN ACT TO DIRECT THE HEALTH SERVICES COMMISSION TO ADOPT RULES

RESTRICTING THE OFFERING OF UNWRAPPED FOOD SAMPLES, to the Permanent Subcommittee on Human Services.

On motion of Representative Jack Hunt, seconded by Representative Hall, the House adjourns, by electronic vote (87–0), at 4:30 p.m. to reconvene Monday, May 3, 1993, at 7:30 p.m.

FIFTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Monday, May 3, 1993

The House meets at 7:30 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

The Speaker leads the members in the Pledge of Allegiance.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 29 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhill, DeVane, Diamont, Flaherty, Warner, Wood, and Wright for today.

THE RECEIVING OF PETITIONS, MEMORIALS AND PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR THE HOUSE

April 30, 1993

The Honorable Daniel T. Blue, Jr.
Speaker of the House
Legislative Building
Raleigh, North Carolina 27603

Dear Speaker Blue:

Pursuant to North Carolina General Statute 62–10, I hereby appoint the following individuals to the North Carolina Utilities Commission and submit their names for confirmation by the North Carolina General Assembly:

The Honorable Judy Hunt of Blowing Rock
The Honorable Ralph Hunt of Durham
Dr. John Thomas of Boone.

Their terms will become effective July 1, 1993 and will expire on June 30, 2001.

Please feel free to contact them should you need any additional information. Thank you for your attention to this important matter.

My warmest personal regards.

Sincerely,
S/ James B. Hunt, Jr.

The Speaker refers the letter to the Committee on Public Utilities.

ENROLLED BILL

The following is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 110, AN ACT TO ALLOW LOCAL SCHOOL BOARDS TO REQUEST WAIVERS FOR CENTRAL OFFICE STAFF AS PROVIDED BY THE SCHOOL IMPROVEMENT AND ACCOUNTABILITY ACT. (CHAPTER 38)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative H. Hunter for the Committee on Children, Youth and Families:

H.B. 359, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO PHASE IN A STATEWIDE MULTIDISCIPLINARY, MULTIAGENCY CHILD FATALITY REVIEW AND PREVENTION SYSTEM, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 363, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO DEVELOP JOINT TRAINING ON CHILD ABUSE AND NEGLECT INVESTIGATIONS AND CRIMINAL PROSECUTION, with an unfavorable report.

H.B. 367, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO ESTABLISH COMMUNITY CHILD PROTECTION TEAMS AS STATUTORY ENTITIES, with an unfavorable report.

H.B. 368, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO ADD A LOCAL HEALTH DIRECTOR TO THE MEMBERSHIP OF THE CHILD FATALITY TASK FORCE, with an unfavorable report.

H.B. 752, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CHILD-CARING INSTITUTIONS' LICENSING EXEMPTIONS, with a favorable report, as amended.

By Representative Judy Hunt for the Committee on Public Utilities:

H.B. 26, A BILL TO BE ENTITLED AN ACT TO EXEMPT CAMPGROUNDS FOR TRANSIENTS AND MARINAS WHICH RESELL ELECTRICITY FROM THE DEFINITION OF A PUBLIC UTILITY, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 5. The original bill is placed on the Unfavorable Calendar.

By Representative Kennedy for the Committee on Courts and Justice:

H.B. 357, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO REQUIRE DISTRICT COURT JUDGES OBTAIN CERTIFICATION IN ORDER TO HEAR FAMILY AND JUVENILE CASES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 5. The original bill is placed on the Unfavorable Calendar.

H.B. 1062, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MENTALLY RETARDED PERSON CONVICTED OF FIRST DEGREE MURDER MAY NOT BE SENTENCED TO DEATH, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 5. The original bill is placed on the Unfavorable Calendar.

H.B. 1133, A BILL TO BE ENTITLED AN ACT TO PERMIT MEN WHO ARE DIVORCED OR WIDOWED TO RESUME USE OF THE SURNAME THEY USED BEFORE MARRIAGE, with a favorable report.

By Representative Barnes for the Committee on Education:

H.B. 573, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGARDING TEXTBOOKS AND OTHER INSTRUCTIONAL MATERIALS ADOPTED BY THE STATE FOR USE IN THE PUBLIC SCHOOLS AND TO APPROPRIATE FUNDS FOR THE EVALUATION OF INSTRUCTIONAL MATERIALS OTHER THAN TEXTBOOKS, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 1201, A BILL TO BE ENTITLED AN ACT TO ALLOW LOCAL BOARDS OF EDUCATION TO ESTABLISH SICK LEAVE BANKS FOR PUBLIC SCHOOL EMPLOYEES, with a favorable

report and recommendation that the bill be re-referred to the Committee on Pensions and Retirement.

The bill is re-referred to the Committee on Pensions and Retirement.

By Representatives Hackney and G. Miller for the Committee on Finance:

Committee Substitute for **H.B. 284**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE EDUCATIONAL LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO ESTABLISH AN INDEPENDENT STANDARDS BOARD FOR SCHOOL ADMINISTRATION AND TO ALLOW THAT BOARD TO CHARGE EXAMINATION FEES, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

On motion of Representative Hackney, Committee Substitute Bill No. 2 is re-referred to the Committee on Appropriations. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 564, A BILL TO BE ENTITLED AN ACT TO INCREASE THE EXAMINATION FEE AND THE FEES FOR ANNUAL RENEWALS OF ALL TYPES OF LICENSES FOR GENERAL CONTRACTORS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 5. The original bill is placed on the Unfavorable Calendar.

H.B. 715, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PISTOL PERMIT FEE IN MARTIN COUNTY FROM FIVE DOLLARS TO TWENTY DOLLARS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 5. The original bill is placed on the Unfavorable Calendar.

By Representative Hightower for the Committee on State Government:

H.B. 541, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GENERAL STATUTES COMMISSION TO DELETE THE DOMICILIARY OR RESIDENCY AND CITIZENSHIP REQUIREMENTS FOR EXAMINATION AND LICENSURE AS A CERTIFIED PUBLIC ACCOUNTANT AND TO MAKE TECHNICAL AMENDMENTS BY DELETING OBSOLETE REFERENCES TO PUBLIC ACCOUNTANTS, with a favorable report.

By Representative Stamey for the Committee on Transportation:

H.B. 604, A BILL TO BE ENTITLED AN ACT TO AMEND THE COUNTY SERVICE DISTRICTS LAW TO INCLUDE THE

MAINTENANCE OF SUBSTANDARD PLATTED ROADS WITHIN THE PURPOSES FOR WHICH A DISTRICT MAY BE ESTABLISHED WITHIN COUNTIES SUBJECT TO THE RIDGE LAW, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative R. Hunter for the Committee on Judiciary II:

H.B. 668, A BILL TO BE ENTITLED AN ACT TO REPEAL THE STATUTE PERTAINING TO THE DEPARTMENT OF LABOR'S AUTHORITY TO REQUIRE SEPARATE TOILETS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 5. The original bill is placed on the Unfavorable Calendar.

H.B. 876, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NO-WAKE ZONE ON A PORTION OF THE WACCAMAW RIVER, with a favorable report.

H.B. 1112, A BILL TO BE ENTITLED AN ACT TO RESTRICT THE TIME PERIOD WITHIN WHICH UNSOLICITED AUTOMATIC DIALING AND RECORDED MESSAGES MAY BE MADE BY PHONE, with a favorable report, as amended.

By Representative Gamble for the Permanent Subcommittee on Health Care and Access of the Standing Committee on Health and Human Services, with approval of the standing committee chair for report to be made directly to the floor of the House:

H.B. 721, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO THE MEDICAL PRACTICE ACT, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Fussell, Vice-Chair for the Permanent Subcommittee on Preschool, Elementary and Secondary Education:

H.B. 227, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE COMPULSORY ATTENDANCE LAW, reported to the Standing Committee on Education with a favorable recommendation as to proposed committee substitute bill, unfavorable as to original bill.

H.B. 562, A BILL TO BE ENTITLED AN ACT TO PERMIT TEACHERS TO CONVERT SOME ANNUAL LEAVE DAYS LOST DUE TO STAFF DEVELOPMENT AND TRAINING ACTIVITIES TO SICK LEAVE, reported to the Standing Committee on Education, with a favorable recommendation as to proposed committee substitute bill, which changes the title, unfavorable as to original bill.

By Representative Oldham for the Permanent Subcommittee on Community Colleges and Universities of the Standing Committee on Education, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 106, A BILL TO BE ENTITLED AN ACT TO ESTABLISH AND APPROPRIATE FUNDS FOR NEED-BASED CYTOTECHNOLOGY SCHOLARSHIPS, AND TO DIRECT THE OFFICE OF STATE PERSONNEL TO REVIEW STATE CYTOTECHNOLOGIST SALARIES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 5. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives DeVane and Bowman:

H.B. 1222, A BILL TO BE ENTITLED AN ACT TO FUND THE MILK SANITATION INSPECTION PROGRAM, is referred to the Committee on Appropriations.

By Representative Rogers:

H.B. 1223, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RECONSTRUCTION OF HISTORICAL BUILDINGS, TO PROVIDE STAFF, AND TO COMPLY WITH THE REQUIREMENTS OF THE AMERICANS WITH DISABILITIES ACT AT SOMERSET PLACE STATE HISTORIC SITE, is referred to the Committee on Appropriations.

By Representative James:

H.B. 1224, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO LINK EAST CAROLINA UNIVERSITY CONCERT NETWORK WITH THE PPCC DISTRICT HEALTH DEPARTMENT IN ELIZABETH CITY, is referred to the Committee on Appropriations.

By Representatives Luebke, Bowen, Bowie, Bowman, Burton, Colton, Hackney, Hill, Jenkins, Kinney, McLawhorn, Stamey, and Wright:

H.J.R. 1225, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY PUBLIC TRANSPORTATION AND RAILROADS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Cole and Bowman:

H.B. 1226, A BILL TO BE ENTITLED AN ACT REGARDING OVERLOADING OF MOTOR VEHICLES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Redwine, Gottovi, Hill, James, Rogers, and Wright:

H.B. 1227, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE VISITOR AND WELCOME CENTERS IN BRUNSWICK AND CAMDEN COUNTIES AND TO DESIGNATE THESE VISITOR AND WELCOME CENTERS AS OFFICIAL STATE VISITOR AND WELCOME CENTERS, is referred to the Committee on Appropriations.

By Representatives Nye, Bowen, Bowman, Jack Hunt and James:

H.B. 1228, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA FUTURE FARMERS OF AMERICA CENTER, is referred to the Committee on Appropriations.

By Representatives Baddour and Russell (Co-Sponsors); and Braswell:

H.B. 1229, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A HEADQUARTERS BUILDING AND AN EQUIPMENT STORAGE FACILITY IN WAYNE COUNTY, is referred to the Committee on Appropriations.

By Representatives Baddour and Russell (Co-Sponsors); and Braswell:

H.B. 1230, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR WAYNE COMMUNITY COLLEGE CAMPUS BUILDING CONSTRUCTION, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 7**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE COMMISSIONER OF INSURANCE TO DEVELOP AND REQUIRE UNIFORM FORMS FOR THE SUBMISSION OF CLAIMS UNDER HEALTH BENEFIT PLANS, TO ESTABLISH FEES FOR COPIES OF MEDICAL RECORDS, AND TO REQUIRE WRITTEN NOTICE OF CLAIM DENIAL, is read the first time and referred to the Committee on Insurance.

S.B. 196, A BILL TO BE ENTITLED AN ACT TO ADD TWO MEMBERS TO THE BOARD OF THE STATE PORTS AUTHORITY TO BE APPOINTED BY THE PRESIDENT PRO TEMPORE OF THE SENATE, AND TO REMOVE THE LEGISLATIVE RECOMMENDATION AGAINST MEMBERSHIP ON THE BOARD OF THE STATE PORTS AUTHORITY BY PERSONS DOMICILED IN THE STATE HOUSE AND STATE SENATE DISTRICTS WHERE A PORT IS LOCATED, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute for **S.B. 513**, A BILL TO BE ENTITLED AN ACT TO AMEND THE BANKING LAWS, is read the first time and referred to the Committee on Financial Institutions.

S.B. 572, A BILL TO BE ENTITLED AN ACT TO PROMOTE MARKETS FOR RECYCLABLES AND TO PROMOTE WASTE REDUCTION BY THE STATE BY REQUIRING REPORTS PUBLISHED BY THE STATE TO MEET CERTAIN STANDARDS AS TO COMPOSITION, BY LIMITING THE DISTRIBUTION OF STATE REPORTS, AND BY ENCOURAGING COMMUNITY COLLEGES AND NONPROFIT CORPORATIONS THAT RECEIVE STATE FUNDS TO PREPARE REPORTS ACCORDING TO THESE STANDARDS AND TO PROVIDE THAT MAILING LISTS OF ALUMNI NEED NOT BE PURGED, is read the first time and referred to the Committee on State Government.

S.B. 592, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES PERTAINING TO PUBLIC HEALTH REMEDIES, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 790**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF ALCOHOLIC BEVERAGES A PERSON MAY PURCHASE AND POSSESS WITHOUT A PERMIT, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 802**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE EMPLOYMENT SECURITY LAWS, is read the first time and referred to the Committee on Business and Labor.

S.B. 853, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES THAT WILL DERIVE ECONOMIC BENEFITS FROM THE NORTH CAROLINA GLOBAL TRANSPARK TO FORM A GLOBAL TRANSPARK DEVELOPMENT ZONE TO PROMOTE ECONOMIC DEVELOPMENT OF, AND TO ENCOURAGE INFRASTRUCTURE CONSTRUCTION IN, THE COUNTIES OF THE ZONE, is read the first time and referred to the Committee on Finance.

SUSPENSION OF RULE

On motion of Representative Michaux, Rule 5 is suspended and **H.J.R. 522**, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIE C. LOVETT, is placed on Calendar for immediate consideration.

The resolution passes its second reading, by electronic vote (98–0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

CALENDAR

Action is taken on the following:

H.B. 141, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ACCESS TO INFORMATION RELEVANT TO NONCRIMINAL VIOLATIONS OF THE LAW FROM THE POLICE INFORMATION NETWORK.

On motion of Representative Gamble, the House concurs in the Senate amendment, by electronic vote (102–0), and the bill is ordered enrolled.

H.B. 812, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE BOUNDARY LINE BETWEEN CARTERET AND CRAVEN COUNTIES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Cummings, Daughtry, Decker, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Lee, Lemmond, Luebke, Lutz, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, Weatherly, Wilkins, Wilmoth, C. Wilson, and P. Wilson – 98.

Voting in the negative: None.

Excused absences: Representatives Barnhill, DeVane, Diamont, Flaherty, Warner, Wood, and Wright – 7.

H.B. 841, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO THE PRINCIPAL AND INCOME ACT.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Baddour, Balmer, Barbee, Barnes, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, D. Brown, J. Brown, Brubaker, Burton, Church, Colton, Creech, Culp, Cummings, Cunningham, Daughtry, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Lutz, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, B. Miller, G. Miller, Miner, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, and P. Wilson – 96.

Voting in the negative: Representatives Arnold, Brawley, Decker, and Mitchell – 4.

Excused absences: Representatives Barnhill, DeVane, Diamont, Flaherty, Luebke, Warner, Wood, and Wright – 8.

Committee Substitute No. 2 for **H.B. 56**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE BOARD OF MEDICAL EXAMINERS TO ENTER INTO PEER REVIEW AGREEMENTS WITH THE ACADEMY OF PHYSICIAN ASSISTANTS, passes its third reading, by electronic vote (102–0), and is ordered sent to the Senate.

Committee Substitute for **H.B. 209**, A BILL TO BE ENTITLED AN ACT TO DEFINE "ABANDONED CEMETERY", passes its second reading, by electronic vote (101–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 485**, A BILL TO BE ENTITLED AN ACT TO ADOPT THE INLAND NAVIGATION RULES AS THE LAW IN THIS STATE, passes its second reading, by electronic vote (99–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 634, A BILL TO BE ENTITLED AN ACT TO ALLOW ALCOHOL IN COOKING EXTRACTS MANUFACTURED IN THIS STATE, passes its second reading, by electronic vote (95–2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 827, A BILL TO BE ENTITLED AN ACT TO ESTABLISH UNIFORMITY IN THE REGULATION OF ROADSIDE HUNTING.

On motion of Representative Mavretic and without objection, consideration of the bill is postponed until May 4.

H.B. 1004, A BILL TO BE ENTITLED AN ACT TO EXEMPT PUBLIC AIRPORT TRAFFIC SIGNS FROM THE REQUIREMENT FOR UNIFORM SIGNS AND TRAFFIC CONTROL DEVICES ON HIGHWAYS, passes its second reading, by electronic vote (101–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 818, A BILL TO BE ENTITLED AN ACT TO DEFINE THE LIMITS OF LOCAL GOVERNMENT EMPLOYEE POLITICAL ACTIVITIES, passes its second reading by electronic vote (93–11).

Representative Bowie objects to the third reading. The bill remains on the Calendar.

H.B. 1034, A BILL TO BE ENTITLED AN ACT TO ALLOW PUBLIC CONTRACTS INVOLVING LESS THAN FIFTY THOUSAND DOLLARS TO BE AWARDED TO NONLICENSED CONTRACTORS, passes its second reading by electronic vote (82–21).

Representative Ellis objects to the third reading. The bill remains on the Calendar.

H.B. 1047, A BILL TO BE ENTITLED AN ACT TO REVISE CERTAIN PROCEDURES FOR APPEAL UNDER THE OCCUPATIONAL SAFETY AND HEALTH ACT.

On motion of the Speaker, the bill is temporarily displaced.

Committee Substitute for **H.B. 396**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF REGISTERS OF DEEDS TO ADOPT LOCAL INDEXING RULES AND TO DELAY THE EFFECTIVE DATE OF THE LAW REQUIRING REGISTERS OF DEEDS TO COMPLY WITH MINIMUM INDEXING STANDARDS FOR LAND RECORDS MANAGEMENT.

On motion of Representative Nye, consideration of the bill is postponed until May 4.

Committee Substitute for **H.B. 822**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGARDING COMPUTER-RELATED CRIME.

Representative Hensley offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (99-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for **H.B. 944**, A BILL TO BE ENTITLED AN ACT TO RAISE THE LIMIT ON THE AMOUNT RECOVERED IN A WRONGFUL DEATH ACTION THAT IS LIABLE FOR THE PAYMENT OF HOSPITAL AND MEDICAL EXPENSES OF THE DECEDENT, passes its second reading, by electronic vote (93-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 130**, A BILL TO BE ENTITLED AN ACT TO ADD FIVE ADDITIONAL MEMBERS TO THE SITE-BASED MANAGEMENT TASK FORCE, passes its second reading, by electronic vote (100-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1047, A BILL TO BE ENTITLED AN ACT TO REVISE CERTAIN PROCEDURES FOR APPEAL UNDER THE OCCUPATIONAL SAFETY AND HEALTH ACT.

The bill, which was temporarily displaced, passes its second reading, by electronic vote (100-0), and there being no objection is read a third time.

The bill passes it third reading and is ordered sent to the Senate.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Hightower and without objection, House Committee Substitute for **S.B. 71**, A BILL TO BE ENTITLED

AN ACT TO EXTEND THE TIME FOR APPLYING FOR AN INITIAL EXEMPTION CONCERNING FIRE SPRINKLER CONTRACTORS, is withdrawn from the Calendar and placed on the Calendar of May 4.

On motion of Representative Hightower and without objection, **H.B. 969**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON THE ACT PERMITTING THE USE OF DEMOLITION ASPHALT AS FILL, is withdrawn from the Calendar and placed on the Calendar of May 4.

CALENDAR (continued)

H.B. 895, A BILL TO BE ENTITLED AN ACT TO REGULATE SUNDAY SALES AND CONSUMPTION OF ALCOHOLIC BEVERAGES.

On motion of Representative Lemmond, Committee Amendment No. 1 is adopted.

The bill, as amended, fails to pass its second reading by electronic vote (45–58).

H.B. 206, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE COUNTIES TO PROVIDE THE HIGHEST POSSIBLE DAY CARE AVAILABLE TO THEM.

On motion of Representative Gardner, Committee Amendment No. 1 is adopted.

On motion of Representative Nesbitt, the bill is withdrawn from the Calendar, ordered engrossed, and re–referred to the Committee on Appropriations.

CLINCHER MOTION ATTEMPT

Representative Decker moves, seconded by Representative J. Brown, that the vote by which **H.B. 895**, A BILL TO BE ENTITLED AN ACT TO REGULATE SUNDAY SALES AND CONSUMPTION OF ALCOHOLIC BEVERAGES, failed to pass its second reading be reconsidered and further moves that this motion do lie upon the table.

The clincher motion fails of adoption by electronic vote (38–64).

CALENDAR (continued)

Committee Substitute for **H.B. 385**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE BLOOD ALCOHOL CONTENT FOR DRIVING WHILE IMPAIRED AND RELATED OFFENSES FROM 0.10 TO 0.08; TO REDUCE THE MINIMUM BLOOD ALCOHOL CONTENT NECESSARY FOR AN IMMEDIATE TEN–DAY REVOCATION OF DRIVING PRIVILEGES FROM 0.10 TO 0.08; TO REDUCE THE BLOOD ALCOHOL LEVEL TO BE CONSIDERED AS SLIGHT IMPAIRMENT FROM 0.11 TO 0.09; TO MAKE THE RESULTS OF A FIRST BREATH TEST ADMISSIBLE UNDER CERTAIN CIRCUMSTANCES; TO CHANGE THE METHOD OF CALCULATING THE REVOCATION OF A PROVISIONAL LICENSEE'S LICENSE FOR CERTAIN ALCOHOL–RELATED

OFFENSES; AND TO PROVIDE CLARIFICATION ABOUT WHEN A PRIOR CONVICTION FOR DRIVING WHILE IMPAIRED CAN BE USED FOR AGGRAVATION PURPOSES, passes its second reading, by electronic vote (104–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 71, A BILL TO BE ENTITLED AN ACT TO PERMIT THE USE OF THE PRISON ENTERPRISE LAUNDRY OPERATION IN EMERGENCY SITUATIONS, passes its second reading, by electronic vote (99–1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

RE-REFERRAL

On motion of Representative Nesbitt, pursuant to Rule 39.2, **H.B. 502**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE ALCOHOLIC BEVERAGE LAWS, TO AUTHORIZE THE SALE OF ALCOHOLIC BEVERAGES IN CERTAIN AREAS OF THE STATE, AND TO MAKE OTHER CHANGES TO THE ALCOHOLIC BEVERAGE LAWS, is withdrawn from the Committee on Appropriations and re-referred to the Committee on Finance.

INTRODUCTION OF PAGES

Pages for the week of May 3–7 are introduced to the membership. They are: Marc Auman of Alamance, Sheryl Bass of Chowan, Andre Butler of Mecklenburg, Ashley Chambers of Person, Jillian Davis of Guilford, Jason Gunter of Wake, April Holcomb of Yadkin, Steven Huntley of Union, William Johnson of Transylvania, Jack Jones, Jr. of Cumberland, Kenneth King of Wake, Veronica King of Wayne, Paul Mashburn of Carteret, Nickolas Maxwell of Cumberland, Ashley Misenheimer of Stanly, Caroline Samuels of Davidson, Harry Stillerman of Forsyth, James Stillerman of Forsyth, Cecily Summey of Gaston, and Terra-Lynn Zentara of Wake.

On motion of Representative Jack Hunt, seconded by Representative Wilkins, the House adjourns at 10:14 p.m. to reconvene May 4 at 1:00 p.m.

FIFTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, May 4, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Fussell, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 3 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnes, Beall, and Diamont for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Lutz for the Committee on Local and Regional Government II:

S.B. 666, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION AND THE FORSYTH COUNTY COMMISSIONERS "DOWNTOWN SCHOOL" PROJECT FROM CERTAIN STATUTORY REQUIREMENTS, with a favorable report.

On motion of the Chair, the bill is re-referred to the Committee on Judiciary II.

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 446, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR INSPECTION AND GRADING OF FARM PRODUCTS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 6. The original bill is placed on the Unfavorable Calendar.

H.B. 606, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A FEE FOR THE ACCREDITATION AND RENEWAL OF ACCREDITATION OF REINSURANCE COMPANIES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 6. The original bill is placed on the Unfavorable Calendar.

H.B. 654, A BILL TO BE ENTITLED AN ACT TO EXPAND THE NUMBER OF COUNTIES IN WHICH THE TAX CREDIT FOR CREATING JOBS IS AVAILABLE, with a favorable report, as amended.

H.B. 838, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF BOONE TO INSTALL WATER AND SEWER LINES IN THE JUNALUSKA AREA WITH ITS OWN CREW AND EQUIPMENT, with a favorable report.

By Representative Smith for the Permanent Subcommittee on Military, Veterans and Indian Affairs of the Standing Committee on

State Government, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 793, A BILL TO BE ENTITLED AN ACT TO ALLOW NORTH CAROLINA AMATEUR SPORTS TO USE STATE TRUCKS AND VANS FOR THE STATE GAMES OF NORTH CAROLINA, with a favorable report.

Representative Smith further reports:

H.B. 914, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA STATE BOARD OF DENTAL EXAMINERS TO COLLECT A SPECIAL FEE FROM NORTH CAROLINA LICENSED DENTISTS, WITH THE RESULTING FUNDS TO BE USED TO PAY EXPENSES OF NEWLY AUTHORIZED STATE-SANCTIONED PEER REVIEW ORGANIZATIONS TO OPERATE PROGRAMS FOR IMPAIRED DENTISTS, to the Standing Committee on State Government, with a favorable recommendation and recommends that the bill be re-referred to the Committee on Finance.

By Representative James for the Committee on Agriculture:

H.B. 981, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A VOLUNTARY PROGRAM FOR THE CERTIFICATION OF ORGANICALLY PRODUCED AGRICULTURAL PRODUCTS, with a favorable report.

H.B. 982, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE SPECIAL OPERATION PERMITS FOR HAULING FARM PRODUCE, with a favorable report, as amended.

H.B. 1060, A BILL TO BE ENTITLED AN ACT TO PERMIT FARMS OWNED BY NONPROFIT INSTITUTIONS TO PARTICIPATE IN THE FARMLAND PRESERVATION PROGRAM, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Nesbitt, Baddour, Bowman, and Warner:

H.B. 1231, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO BEGIN IMPLEMENTATION OF A NEW SALARY SCHEDULE FOR SCHOOL-BASED ADMINISTRATORS, is referred to the Committee on Appropriations.

By Representatives Diamont, Baddour, H. Hunter, and Warner:

H.B. 1232, A BILL TO BE ENTITLED AN ACT TO DEFINE PRIMARY CARE HOSPITAL AND RURAL HOSPITAL NETWORK, AND APPROPRIATE FUNDS FOR ENCOURAGING HEALTH CARE PROVIDERS TO PRACTICE PRIMARY CARE AND PROVIDE SERVICES TO RURAL AREAS, is referred to the Committee on Health and Human Services.

By Representative Holt:

H.B. 1233, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO OPERATE A HARRIET'S HOUSE, A TRANSITIONAL HOME FOR FEMALE EX-OFFENDERS AND THEIR CHILDREN, is referred to the Committee on Appropriations.

By Representatives Holt, Baddour, Bowman, and H. Hunter:

H.B. 1234, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CHILD CARE RESOURCE AND REFERRAL SERVICES, is referred to the Committee on Appropriations.

By Representatives Luebke, Barnes, Barnhill, Beall, Braswell, D. Brown, Church, Colton, Crawford, Easterling, Fitch, Gamble, Gottovi, Green, Hackney, Hightower, Hill, B. Miller, Oldham, Stamey, Wilmoth, and Wright:

H.B. 1235, A BILL TO BE ENTITLED AN ACT TO REMOVE THE HIGHWAY USE TAX CAP ON NONCOMMERCIAL MOTOR VEHICLES AND TO CREDIT THE RESULTING REVENUE INCREASE TO THE GENERAL FUND, is referred to the Committee on Finance.

By Representatives Hall, Alphin, Cunningham, Easterling, Green, H. Hunter, Joye, Richardson, Wainwright, and Wright:

H.B. 1236, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR OPERATING EXPENSES OF HARNETT COUNTY UPLIFT OPERATION, INC., is referred to the Committee on Appropriations.

By Representatives Easterling, Alexander, Baddour, Barnhill, Black, Braswell, Burton, Colton, Cummings, Cunningham, DeVane, Fitch, Gottovi, Griffin, Hall, Hensley, Holt, H. Hunter, Jarrell, Lemmond, Mavretic, McLaughlin, Nye, Richardson, Stamey, Sutton, Wainwright, Wilkins, and Wright:

H.B. 1237, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR EFFECTIVE TREATMENT FOR JUVENILES ADJUDICATED DELINQUENT FOR COMMISSION OF SEXUAL OFFENSES, is referred to the Committee on Appropriations.

By Representatives Hall and H. Hunter:

H.B. 1238, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CREATION OF A TEXTILE MUSEUM IN THE TOWN OF ERWIN IN HARNETT COUNTY, is referred to the Committee on Appropriations.

By Representatives Bowen, Hall, H. Hunter, and Redwine:

H.B. 1239, A BILL TO BE ENTITLED AN ACT TO EXTEND THE BEAVER DAMAGE CONTROL PROGRAM AND MAKE THAT PROGRAM AVAILABLE TO ALL COUNTIES EXPERIENCING BEAVER DAMAGE, TO AUTHORIZE WILDLIFE RESOURCES TO COLLECT A FEE FROM LANDOWNERS

RECEIVING SERVICES UNDER THE PROGRAM, AND TO APPROPRIATE FUNDS TO IMPLEMENT THE EXTENSION AND EXPANSION OF THE PROGRAM, is referred to the Committee on Appropriations.

By Representatives James, Bowman, and Culp:

H.B. 1240, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR EXPANDED OPERATIONAL SUPPORT TO RESTORE HABITAT FOR AND PREVENT EXTINCTION OF THE STATE'S ENDANGERED AND THREATENED NATIVE PLANT SPECIES, is referred to the Committee on Appropriations.

By Representative Hightower:

H.B. 1241, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ANSON COUNTY FOR CULTURAL ACTIVITIES, is referred to the Committee on Appropriations.

By Representative Hightower:

H.B. 1242, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AN AUDITORIUM AND FINE ARTS CENTER FOR ANSON COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representatives Ramsey, Beall, Bowman, and Hensley:

H.B. 1243, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE MILEAGE ALLOWANCE FOR OFFICIAL TRAVEL IS THE SAME AS THAT ALLOWED BY THE INTERNAL REVENUE SERVICE AS THE BUSINESS STANDARD MILEAGE RATE, is referred to the Committee on Appropriations.

By Representatives Beall, Jenkins, and Ramsey (by request):

H.B. 1244, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA INTERNATIONAL FOLK FESTIVAL, INC., FOR FOLKMOOT USA, is referred to the Committee on Appropriations.

By Representative James:

H.B. 1245, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR NORTH CAROLINA STATE UNIVERSITY FOR STRAWBERRY RESEARCH AND MARKETING, is referred to the Committee on Appropriations.

By Representatives Richardson, Dickson, Joye, Kinney, Spears, and Warner:

H.B. 1246, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE PROCESS LEADERSHIP TRAINING PROGRAM AT FAYETTEVILLE STATE UNIVERSITY, is referred to the Committee on Appropriations.

By Representatives Barnes and Bowman:

H.J.R. 1247, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE GENERAL ASSEMBLY TO CONSIDER

ACTION ON THE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Barnes and Luebke:

H.J.R. 1248, A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THE APPOINTMENTS OF EDDIE DAVIS, III, ROBERT R. DOUGLAS, AND MARGARET B. HARVEY TO MEMBERSHIP ON THE STATE BOARD OF EDUCATION, is referred to the Committee on Education.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 341,** A BILL TO BE ENTITLED AN ACT REGULATING THE PRACTICE OF COMPLEMENTARY MEDICINE AND TO INCREASE THE MEMBERSHIP OF THE BOARD OF MEDICAL EXAMINERS AND INCLUDE MORE PUBLIC MEMBERS, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 525,** A BILL TO BE ENTITLED AN ACT TO MAKE REVISIONS TO THE RIGHT TO A NATURAL DEATH ACT, is read the first time and referred to the Committee on Judiciary I.

S.B. 720, A BILL TO BE ENTITLED AN ACT CONCERNING REDISTRICTING FOR LOCAL ELECTIONS IN CLEVELAND COUNTY, is read the first time and referred to the Committee on Local and Regional Government II.

S.B. 727, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE PENDER COUNTY TO CONVEY TO THE WILLARD OUTREACH ORGANIZATION, INC., CERTAIN REAL PROPERTY AT PRIVATE SALES, is read the first time and referred to the Committee on Local and Regional Government I.

S.B. 769, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE TOWNS OF CORNELIUS, DAVIDSON, AND HUNTERSVILLE FROM CERTAIN ZONING NOTICE REQUIREMENTS, is read the first time and referred to the Committee on Local and Regional Government I.

S.B. 777, A BILL TO BE ENTITLED AN ACT TO REVISE THE CHARTER OF THE TOWN OF GRIFTON TO ALLOW THE TOWN TO EXERCISE EXTRATERRITORIAL LAND-USE JURISDICTION WITHIN TWO MILES OF THE TOWN'S CORPORATE LIMITS, is read the first time and referred to the Committee on Local and Regional Government I.

S.B. 860, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PUBLIC RECORDS LAW WITH RESPECT TO CRIMINAL INVESTIGATIVE RECORDS, is read the first time and referred to the Committee on Judiciary II.

S.B. 861, A BILL TO BE ENTITLED AN ACT TO ALLOW SHAMPOOING BY UNLICENSED SHAMPOOERS IN JONES AND LENOIR COUNTIES, is read the first time and referred to the Committee on Local and Regional Government I.

S.B. 878, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA EDUCATION STANDARDS AND ACCOUNTABILITY COMMISSION, is read the first time and referred to the Committee on Education.

Committee Substitute for **S.B. 880,** A BILL TO BE ENTITLED AN ACT TO ENABLE LOCAL BOARDS OF EDUCATION TO EXPEL FROM SCHOOL THOSE STUDENTS WHOSE CONTINUED PRESENCE IN SCHOOL CONSTITUTES A CLEAR THREAT TO THE SAFETY AND HEALTH OF OTHER STUDENTS OR EMPLOYEES, is read the first time and referred to the Committee on Judiciary II.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 141, AN ACT TO AUTHORIZE ACCESS TO INFORMATION RELEVANT TO NONCRIMINAL VIOLATIONS OF THE LAW FROM THE POLICE INFORMATION NETWORK. (CHAPTER 39)

H.J.R. 522, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIE C. LOVETT. (RESOLUTION 12)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Lee for the Committee on Pensions and Retirement:

S.B. 600, A BILL TO BE ENTITLED AN ACT TO AMEND THE LEGISLATIVE RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, AND THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM TO COMPLY WITH THE INTERNAL REVENUE CODE, with a favorable report.

By Representative Hensley for the Committee on Judiciary III:

H.B. 538, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR IMMEDIATE INCOME WITHHOLDING IN NON-IV-D CHILD SUPPORT CASES, AS REQUIRED BY THE FAMILY SUPPORT ACT, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 6. The original bill is placed on the Unfavorable Calendar.

H.B. 657, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A MEDIATION PROGRAM FOR THE OFFICE OF ADMINISTRATIVE HEARINGS, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Redwine for the Committee on Business and Labor:

H.B. 556, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE UNIFORM BOILER AND PRESSURE VESSEL ACT, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 6. The original bill is placed on the Unfavorable Calendar.

By Representative R. Hunter for the Committee on Judiciary II:

H.B. 1172, A BILL TO BE ENTITLED AN ACT TO EXTEND THE QUALIFIED TORT LIABILITY PROTECTION FOR HEALTH CARE PERSONNEL TO INCLUDE MEDICAL SERVICES RENDERED BY HEALTH CARE PERSONNEL WITHOUT COMPENSATION AT THEIR PLACE OF EMPLOYMENT TO INDIGENT PATIENTS, with a favorable report.

By Representative Cunningham for the Committee on Insurance:

H.B. 457, A BILL TO BE ENTITLED AN ACT TO REMOVE BARRIERS IN INSURANCE POLICIES AND PLANS TO PROVIDE FOR REIMBURSEMENT TO REGISTERED NURSES PROVIDING SERVICES WITHIN THE SCOPE OF THEIR PRACTICE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 6. The original bill is placed on the Unfavorable Calendar.

CALENDAR

Action is taken on the following:

H.B. 876, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NO-WAKE ZONE ON A PORTION OF THE WACCAMAW RIVER, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

VOTE RECONSIDERED

Having voted with the prevailing side, Representative Kuczmarski moves that the vote by which **H.B. 895**, A BILL TO BE ENTITLED

AN ACT TO REGULATE SUNDAY SALES AND CONSUMPTION OF ALCOHOLIC BEVERAGES, failed to pass its second reading be reconsidered. The motion carries by electronic vote (76–29).

On motion of Representative Michaux, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary I.

CALENDAR (continued)

H.B. 818, A BILL TO BE ENTITLED AN ACT TO DEFINE THE LIMITS OF LOCAL GOVERNMENT EMPLOYEE POLITICAL ACTIVITIES.

Representative Fitch offers Amendment No. 1 which is adopted by electronic vote (97–3).

The bill, as amended, passes its third reading, by electronic vote (84–21), and is ordered engrossed and sent to the Senate.

H.B. 1034, A BILL TO BE ENTITLED AN ACT TO ALLOW PUBLIC CONTRACTS INVOLVING LESS THAN FIFTY THOUSAND DOLLARS TO BE AWARDED TO NONLICENSED CONTRACTORS, passes its third reading, by electronic vote (79–22), and is ordered sent to the Senate.

Committee Substitute for **H.B. 396**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF REGISTERS OF DEEDS TO ADOPT LOCAL INDEXING RULES AND TO DELAY THE EFFECTIVE DATE OF THE LAW REQUIRING REGISTERS OF DEEDS TO COMPLY WITH MINIMUM INDEXING STANDARDS FOR LAND RECORDS MANAGEMENT.

On motion of Representative Redwine and without objection, consideration of the bill is postponed until May 6.

H.B. 827, A BILL TO BE ENTITLED AN ACT TO ESTABLISH UNIFORMITY IN THE REGULATION OF ROADSIDE HUNTING.

On motion of Representative Mavretic and without objection, consideration of the bill is postponed until May 11.

House Committee Substitute for **S.B. 71**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE TIME FOR APPLYING FOR AN INITIAL EXEMPTION CONCERNING FIRE SPRINKLER CONTRACTORS.

On motion of Representative DeVane and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on State Government.

Committee Substitute for **H.B. 727**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CERTAIN DRUG OFFENSES COMMITTED ON THE PREMISES OF OR WITHIN THREE HUNDRED FEET OF A PUBLIC HOUSING FACILITY ARE CLASS E FELONIES.

On motion of Representative Edwards and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

Committee Substitute for **H.B. 787**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO DENY A PERMIT FOR A SANITARY LANDFILL OR A SOLID WASTE INCINERATOR TO AN APPLICANT THAT HAS NOT SUBMITTED AN APPROVED SOLID WASTE MANAGEMENT PLAN, passes its second reading, by electronic vote (103–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 969, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON THE ACT PERMITTING THE USE OF DEMOLITION ASPHALT AS FILL, passes its second reading, by electronic vote (102–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 449**, A BILL TO BE ENTITLED AN ACT TO INCLUDE INTEREST AND PENALTIES IN REFUNDS OF MONIES COLLECTED BY MISTAKE FROM BORROWERS AND CUSTOMERS.

Representative Lemmond offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading by electronic vote (107–1).

Representative Hackney objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **H.B. 220**, A BILL TO BE ENTITLED AN ACT TO BAN CORPORAL PUNISHMENT FROM CERTAIN "NONREGISTERED" DAY CARE THAT RECEIVES REIMBURSEMENT FROM THE STATE, passes its second reading, by electronic vote (84–18), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 401**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE UNIVERSITY OF NORTH CAROLINA TO RETAIN THE NET PROCEEDS FROM SALE OF THE FORMER RESIDENCE OF THE CHANCELLOR OF NORTH CAROLINA CENTRAL UNIVERSITY, passes its second reading, by electronic vote (106–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 434**, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES TO MAKE MANDATORY THE PREPARATION OF FISCAL NOTES FOR PROPOSED REGULATIONS THAT COULD REQUIRE COUNTIES AND CITIES TO SPEND FUNDS.

Representative Joye offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (104–0), and there being no objection is read a third time.

On motion of Representative Joye, the bill is withdrawn from the Calendar, ordered engrossed, and re-referred to the Committee on Appropriations.

Committee Substitute for **H.B. 563**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES IN STATUTES CONCERNING PRECINCT AND TOWNSHIP BOUNDARIES, passes its second reading by electronic vote (102–0).

Representative Fitch objects to the third reading. The bill remains on the Calendar.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Lutz for the Committee on Local and Regional Government II:

H.B. 881, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FOX TRAPPING WITH RUBBER CLEAT TRAPS IN GRANVILLE COUNTY, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 6. The original bill is placed on the Unfavorable Calendar.

By Representatives Hackney and G. Miller for the Committee on Finance:

Committee Substitute for **H.B. 382**, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES REGULATING PROFESSIONAL ENGINEERS, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for May 6. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 398**, A BILL TO BE ENTITLED AN ACT CONCERNING THE CHARTER OF THE CITY OF HIGH POINT. with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for May 6. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 567, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ISSUANCE OF REPLACEMENT DATA PLATES FOR LP-GAS TANKS AND TO PROVIDE FOR CIVIL PENALTIES FOR VIOLATIONS OF LAW REGARDING LP-GAS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 6. The original bill is placed on the Unfavorable Calendar.

By Representative Hightower for the Committee on State Government:

Committee Substitute for **H.B. 568**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT TAXPAYER IDENTIFICATION NUMBERS BE SHOWN ON ALL VENDOR INVOICES, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for May 6. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 988, A BILL TO BE ENTITLED AN ACT TO AMEND THE SPEECH AND LANGUAGE BOARD CHANGE TO PERMIT THE DEVELOPMENT OF A LICENSED PARAPROFESSIONAL ASSISTANT PROGRAM, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

On motion of Representative Jack Hunt, seconded by Representative Hill, the House adjourns at 2:35 p.m. to reconvene May 5 at 2:00 p.m.

FIFTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, May 5, 1993

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May May 4 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnes, Diamont, and Kennedy for today.

THE RECEIVING OF PETITIONS, MEMORIALS AND PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO THE HOUSE

THE APPOINTMENT OF WILLIAM T. CULPEPPER, III BY THE GOVERNOR OF THE STATE OF NORTH CAROLINA

WHEREAS, the Honorable R. M. "Pete" Thompson, elected Representative from the Eighty-sixth House District, 1993 General Assembly, has died in office; and

WHEREAS, the provisions of General Statutes 163–11 require that the vacancy created by the death of the Honorable R. M. "Pete" Thompson be filled by appointment of the person recommended by the Eighth–sixth House District Executive Committee of the Democratic Party; and

WHEREAS, the Eighty–sixth House District Executive Committee of the Democratic Party has notified me that it recommends William T. Culpepper, III, of Edenton, North Carolina, to fill said vacancy,

I do by these presents appoint
William T. Culpepper, III
as a member of the
HOUSE OF REPRESENTATIVES
1993 General Assembly

IN WITNESS WHEREOF, I have hereunto signed my name and affixed the Great Seal of the State at the Capitol in the city of Raleigh, this 5th day of May in the year of our Lord, one thousand nine hundred ninety–three.

S/ James B. Hunt, Jr.
Governor of North Carolina

S/ Rufus L. Edmiston
Secretary of State

Representative James escorts William T. Culpepper, III of the 86th House District to the Well of the House and administers the following oath of office, pursuant to G.S. Chapter 11–7.1.

OATH FOR MEMBER OF THE HOUSE OF REPRESENTATIVES 1993 SESSION

"I, WILLIAM T. CULPEPPER, III, do solemnly swear (or affirm) that I will support and maintain the Constitution and laws of the United States; so help me God; and

"I do solemnly and sincerely swear (or affirm) that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution and laws of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and

"I do swear (or affirm) that I will faithfully discharge the duties of the office of a Member of the 1993 House of Representatives according to the best of my skill and ability, according to law; so help me God."

Representative Culpepper is appointed to the following committees: Agriculture; Environment; Finance; Local and Regional Government I; Public Utilities.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 163, AN ACT TO REQUIRE THE COMMISSIONER OF INSURANCE AND THE RATE BUREAU TO DEVELOP A PROPOSED PLAN FOR WORKERS' COMPENSATION CARRIERS LOSS CONTROL SERVICES. (CHAPTER 40)

S.B. 181, AN ACT TO REQUIRE ENTITIES PROVIDING HEALTH BENEFIT PLANS TO MAKE DIRECT PAYMENT TO GOVERNMENTAL AGENCIES PROVIDING HEALTH CARE SERVICES. (CHAPTER 41)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Redwine for the Committee on Business and Labor:

H.B. 1109, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES AND CITIES TO ENGAGE IN ADDITIONAL LOCAL ECONOMIC DEVELOPMENT ACTIVITIES, with a favorable report.

H.B. 1131, A BILL TO BE ENTITLED AN ACT TO DIRECT THE GOVERNOR'S COMMISSION ON WORK FORCE PREPAREDNESS TO STUDY THE NEED FOR GRANT FUNDS FOR STATE LITERACY PROGRAMS, with a favorable report, as amended.

By Representative Jack Hunt for the Committee on Rules, Calendar and Operations of the House:

H.J.R. 1209, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, with a favorable report.

By Representative Justus, Vice-Chair for the Committee on Courts and Justice:

H.B. 358, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS OF THE CHILD FATALITY TASK FORCE TO ENCOURAGE PROSECUTORIAL CHILD PROTECTION INITIATIVES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 7. The original bill is placed on the Unfavorable Calendar.

H.B. 1143, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT BREAST FEEDING DOES NOT VIOLATE INDECENCY LAWS, with a favorable report.

By Representative Michaux for the Committee on Judiciary I:

H.B. 957, A BILL TO BE ENTITLED AN ACT TO REGULATE SMOKING IN PUBLIC PLACES AND TO ESTABLISH STANDARDS FOR LOCAL GOVERNMENTS ELECTING TO REGULATE SMOKING, with a favorable report.

H.B. 1103, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE GOVERNOR AND LIEUTENANT GOVERNOR RUN AS A JOINT TICKET IN THE GENERAL ELECTION, with an unfavorable report.

By Representative Ramsey for the Committee on Financial Institutions:

H.B. 495, A BILL TO BE ENTITLED AN ACT TO MAKE OMNIBUS AND TECHNICAL CHANGES TO THE SAVINGS INSTITUTIONS LAWS, with a favorable report.

H.B. 496, A BILL TO BE ENTITLED AN ACT TO PERMIT INVESTMENT OF TRUST ASSETS IN MUTUAL FUNDS ADVISED BY A CORPORATE TRUSTEE, with a favorable report.

By Representative Rogers, Acting Chair for the Committee on Local and Regional Government I:

H.B. 428, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PROHIBITION ON HUNTING WILD TURKEYS IN GATES COUNTY, with a favorable report.

H.B. 677, A BILL TO BE ENTITLED AN ACT TO REVERT CERTAIN PRECINCT BOUNDARIES IN BUNCOMBE COUNTY TO THEIR STATUS ON DECEMBER 31, 1991, AND TO GRANT CERTAIN LIMITED POWERS TO THE BUNCOMBE COUNTY BOARD OF ELECTIONS, with a favorable report.

H.B. 692, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE CITY OF KINSTON FROM ARTICLE 12, CHAPTER 160A OF THE GENERAL STATUTES IN THE SALE OR LEASE OF CERTAIN SURPLUS REAL PROPERTY TO ADKIN HIGH SCHOOL ALUMNI & FRIENDS, INC., A NORTH CAROLINA NONPROFIT CORPORATION, with a favorable report.

H.B. 703, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TOWN OF NAGS HEAD MAY REGULATE CERTAIN COMMERCIAL FISHING ACTIVITIES ON THE FORESHORE, BEACH STRAND, AND BARRIER DUNE SYSTEM WITHIN AND ALONG ITS BOUNDARIES, with a favorable report.

H.B. 713, A BILL TO BE ENTITLED AN ACT TO REPEAL A 1992 LOCAL ACT WHICH WOULD HAVE CALLED A REFERENDUM ON THE QUESTION OF ELECTING THE MITCHELL COUNTY TAX COLLECTOR, with a favorable report.

H.B. 726, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CARTERET COUNTY BOARD OF COMMISSIONERS FROM FIVE TO SEVEN MEMBERS AND REAPPORTION THE NOMINATION AND ELECTION DISTRICTS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 7. The original bill is placed on the Unfavorable Calendar.

H.B. 794, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM WITH RESPECTS TO THE SERVICE OF COMPLAINTS AND ORDERS IN HOUSING CODE CASES, with a favorable report.

H.B. 796, A BILL TO BE ENTITLED AN ACT GRANTING TO DURHAM COUNTY REDUCTION OF THE NOTICE PERIOD FOR CLOSING ROADS AND EASEMENTS, CLARIFYING THE COUNTY'S AUTHORITY TO PERMIT THE CLOSING OF UNOPENED ROADS, THE DIVISION OF RIGHT-OF-WAY IN TYPICAL ROAD CLOSINGS, AND ESTABLISHING PROCEDURES FOR APPEALS OF ROAD CLOSINGS, with a favorable report, as amended.

H.B. 803, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE TOWN OF DENTON FROM CERTAIN ZONING NOTICE REQUIREMENTS, with a favorable report.

H.B. 815, A BILL TO BE ENTITLED AN ACT AUTHORIZING BURKE COUNTY TO ASSIST THOROUGHFARE PLAN IMPLEMENTATION, with a favorable report.

H.B. 842, A BILL TO BE ENTITLED AN ACT TO REPEAL THE DEFINITION OF SUBDIVISION FOR LINCOLN COUNTY, with a favorable report.

H.B. 869, A BILL TO BE ENTITLED AN ACT TO EXEMPT STOKES COUNTY FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING A ZONING ORDINANCE FOR WATER SUPPLY WATERSHED PROTECTION, with a favorable report.

By Representative Hightower for the Committee on State Government:

H.B. 747, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA VETERINARY PRACTICE ACT, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 1068, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MEMBERSHIP OF THE NORTH CAROLINA CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative R. Hunter for the Committee on Judiciary II:

H.B. 922, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RULES ADOPTED BY THE COMMISSION FOR HEALTH

SERVICES PERTAINING TO PUBLIC SWIMMING POOLS AND WATERSLIDES APPLY TO POOLS AND WATERSLIDES CONSTRUCTED OR REMODELED ON OR AFTER A CERTAIN DATE, with a favorable report, as amended.

By Representative Stewart for the Permanent Subcommittee on State Parks, Facilities and Property of the Standing Committee on State Government, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 95, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW FOR THE NORTH CAROLINA CAPITAL PLANNING COMMISSION TO ALLOW FOR A MEETING TO BE CALLED BY FIVE MEMBERS OF THE COMMISSION, with a favorable report.

H.B. 536, A BILL TO BE ENTITLED AN ACT TO ALLOW AREA MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE AUTHORITIES TO PURCHASE PROPERTY BY INSTALLMENT CONTRACTS, with a favorable report.

H.B. 636, A BILL TO BE ENTITLED AN ACT CONCERNING THE PROCEDURE FOR ADOPTING RULES FOR UNDERWATER ARCHAEOLOGY SITES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 7. The original bill is placed on the Unfavorable Calendar.

Representative Stewart further reports:

H.B. 716, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A BIDDER WITH A PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE WITH LAWS OR REGULATIONS CAUSING DISADVANTAGE IN ANOTHER STATE WILL BE AT RECIPROCAL DISADVANTAGE WHEN BIDDING ON A PUBLIC CONTRACT WITH THIS STATE, to the Standing Committee on State Government, with a favorable recommendation as to proposed committee substitute bill, unfavorable as to original bill, and recommendation that the proposed committee substitute bill be re-referred to the Committee on Finance.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Redwine and without objection, **H.B. 1109**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES AND CITIES TO ENGAGE IN ADDITIONAL LOCAL ECONOMIC DEVELOPMENT ACTIVITIES, is withdrawn from the Calendar of May 6 and re-referred to the Committee on Finance.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 743, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE MERGER OF THE TOWNS OF HAZELWOOD AND WAYNESVILLE, with a favorable report.

H.B. 847, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE TO AUTHORIZE THE CONSTRUCTION, DESIGN, AND OPERATION OF SLUDGE MANAGEMENT FACILITIES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 7. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives H. Hunter, Barnes, D. Brown, Burton, Colton, Hackney, Hensley, Jeffus, Kuczmarski, McCrary, Michaux, B. Miller, Nesbitt, Oldham, and Wainwright:

H.B. 1249, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO DEVELOP COMPREHENSIVE COORDINATED CHILD AND ADOLESCENT ALCOHOL AND OTHER DRUG MENTORING INITIATIVES, is referred to the Committee on Appropriations.

By Representatives H. Hunter and Bowman:

H.B. 1250, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HUMAN RESOURCES TO CONTRACT WITH ORGANIZATIONS FOR SERVICES RELATED TO THE PREVENTION OF YOUTH SUICIDE, is referred to the Committee on Appropriations.

By Representatives Gottovi, James, and Weatherly:

H.B. 1251, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE STAFF FOR THE SEDIMENTATION BEST MANAGEMENT PRACTICES COMPLIANCE PROGRAM AND THE ADMINISTRATION OF WETLANDS SILVICULTURE, is referred to the Committee on Appropriations.

By Representatives Gottovi, Baddour, Barnes, Bowie, Bowman, Colton, Culp, Dickson, Dockham, Fussell, Gardner, Hightower, Howard, Ives, James, Joye, Lemmond, McAllister, McLawhorn, C. Preston, Smith, Warner, Wilkins, and P. Wilson:

H.B. 1252, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA CLEAN WATER REVOLVING LOAN AND GRANT FUND, is referred to the Committee on Appropriations.

By Representatives Black, Easterling, and Warner:

H.B. 1253, A BILL TO BE ENTITLED AN ACT TO PROVIDE A FIVE PERCENT REDUCTION IN WORKERS' COMPENSATION

INSURANCE TO EMPLOYERS WHO IMPLEMENT AN APPROVED DRUG-FREE WORKPLACE PROGRAM AND TO PROVIDE REQUIREMENTS FOR A DRUG-FREE WORKPLACE PROGRAM THAT WILL ENABLE AN EMPLOYER TO QUALIFY FOR THIS REDUCTION IN INSURANCE PREMIUMS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Gardner and Luebke (Co-Sponsors):

H.B. 1254, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE GOVERNOR'S ONE-ON-ONE PROGRAM FUNDS, is referred to the Committee on Appropriations.

By Representatives Hill and Redwine:

H.B. 1255, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO EXTEND A NATURAL GAS LINE TO THE COLUMBUS COUNTY INDUSTRIAL PARK, is referred to the Committee on Appropriations.

By Representatives Kinney, Alexander, Baddour, Barnhill, Beall, Black, Bowman, Braswell, D. Brown, Burton, Colton, Cummings, Cunningham, DeVane, Easterling, Fitch, Gist, Green, Hightower, Holt, H. Hunter, Jarrell, Jenkins, Joye, Kennedy, Kuczmarski, Luebke, McCrary, Mercer, Nye, Oldham, Redwine, Richardson, Spears, Stamey, Stewart, Sutton, Wainwright, Warner, and Wright:

H.B. 1256, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CONSTRUCTION COSTS FOR A COMPREHENSIVE SICKLE CELL CENTER IN FAYETTEVILLE, is referred to the Committee on Appropriations.

By Representatives Balmer and Nichols:

H.B. 1257, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ELECTION OF SUPERIOR COURT JUDGES BY DISTRICT, AND TO REDUCE THE APPROPRIATION TO THE STATE BOARD OF ELECTIONS FOR BALLOT PRINTING ON ACCOUNT OF THE SHORTER GENERAL ELECTION BALLOT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Redwine:

H.B. 1258, A BILL TO BE ENTITLED AN ACT TO INCLUDE PENDER AND ROBESON COUNTIES IN THE BEAVER DAMAGE CONTROL PROGRAM AND TO APPROPRIATE FUNDS TO CONTINUE THE PROGRAM, is referred to the Committee on Appropriations.

By Representatives Redwine, McLawhorn, Nichols, J. Preston, and Warner:

H.B. 1259, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RENOVATION OF MINGES COLISEUM AT EAST CAROLINA UNIVERSITY, is referred to the Committee on Appropriations.

By Representatives Wainwright, Barnhill, D. Brown, Burton, Cummings, Cunningham, Fitch, Gist, Green, H. Hunter, Kennedy, Kinney, McAllister, Michaux, Oldham, and Wright:

H.B. 1260, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE MARTIN LUTHER KING, JR. COMMISSION, is referred to the Committee on Appropriations.

By Representatives Nesbitt and Warner:

H.B. 1261, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE OSHA DIVISION OF THE DEPARTMENT OF LABOR, is referred to the Committee on Appropriations.

By Representatives Warner, Baddour, Bowman, DeVane, Esposito, Gardner, Gottovi, Grady, Hensley, Holmes, Howard, Kinney, Kuczmarski, McAllister, McLawhorn, B. Miller, Nichols, J. Preston, Richardson, Smith, Spears, P. Wilson, and Wright:

H.B. 1262, A BILL TO BE ENTITLED AN ACT TO INCREASE THE BENEFITS OF THE LAW ENFORCEMENT OFFICERS', FIREMEN'S, RESCUE SQUAD WORKERS', AND CIVIL AIR PATROL MEMBERS' DEATH BENEFITS ACT, is referred to the Committee on Pensions and Retirement.

By Representatives Warner, Baddour, Bowman, DeVane, Esposito, Gardner, Gottovi, Grady, Hensley, Holmes, Howard, Kinney, Kuczmarski, McAllister, McLawhorn, B. Miller, Nichols, J. Preston, Richardson, Smith, Spears, P. Wilson, and Wright:

H.B. 1263, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MONTHLY BENEFITS FROM THE NORTH CAROLINA FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, is referred to the Committee on Pensions and Retirement.

By Representatives Warner, Baddour, Bowman, Grady, Hensley, Holmes, Kinney, Kuczmarski, McAllister, B. Miller, Nichols, J. Preston, Richardson, Smith, Spears, and Wright:

H.B. 1264, A BILL TO BE ENTITLED AN ACT TO PERMIT PAID FIREMEN TO RECEIVE PENSION BENEFITS FROM THE NORTH CAROLINA FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND WHETHER OR NOT THEY STAY ON A LOCAL PAYROLL, is referred to the Committee on Pensions and Retirement.

By Representatives Culp, Barbee, J. Brown, Brubaker, DeVane, James, Luebke, McLawhorn, Mitchell, Stewart, and Weatherly:

H.B. 1265, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ESTABLISH THREE SOIL SPECIALIST POSITIONS IN THE DIVISION OF SOIL AND WATER CONSERVATION OF THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES, is referred to the Committee on Appropriations.

By Representative Braswell:

H.B. 1266, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A LIBRARY, CONTINUING EDUCATION, AND SMALL BUSINESS CENTER AT JAMES SPRUNT COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representatives Kuczmarski, Ellis, Fussell, Hensley, B. Miller, and Stamey:

H.B. 1267, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF PUBLIC EDUCATION FOR THE TOMORROW ACADEMY PILOT SCHOOLS, WHICH SHALL BE MODEL PROGRESSION SCHOOLS LOCATED IN AN URBAN AND A RURAL AREA, is referred to the Committee on Appropriations.

By Representatives James, Gottovi, Judy Hunt, Jenkins, Redwine, and Wilmoth:

H.B. 1268, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE VISITOR AND WELCOME CENTERS IN BRUNSWICK, CAMDEN, MACON, AND WATAUGA COUNTIES, is referred to the Committee on Appropriations.

By Representatives Holt and Easterling:

H.B. 1269, A BILL TO BE ENTITLED AN ACT TO FUND A PROGRAM TO HELP DISPLACED HOMEMAKERS, is referred to the Committee on Appropriations.

By Representatives Colton, Crawford, Easterling, and Nesbitt:

H.B. 1270, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE WOMEN AT RISK PROGRAM, A SUCCESSFUL COMMUNITY-BASED CORRECTIONS PROGRAM ESTABLISHED IN BUNCOMBE COUNTY, AND TO APPROPRIATE FUNDS TO ESTABLISH AND OPERATE A SIMILAR PROGRAM IN MECKLENBURG COUNTY, is referred to the Committee on Appropriations.

By Representatives J. Preston, Alphin, Arnold, Barbee, Barnhill, Bowie, Culp, Dickson, Easterling, Edwards, Esposito, Gamble, Gardner, Gottovi, Grady, Green, James, Mavretic, Nichols, Russell, Smith, and P. Wilson:

H.B. 1271, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR BUILDING THE CAPACITY OF LOCAL BOARDS OF HEALTH TO PROTECT AND PROMOTE THE PUBLIC'S HEALTH, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 667, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A REFERENDUM ON REMOVING CAROLINA SHORES

VILLAGE FROM THE TOWN OF CALABASH, SUBJECT TO THE APPROVAL OF THE RESIDENTS OF EITHER DISTRICTS #1 AND #2 OF THE TOWN OF CALABASH, AND ALLOWING THE RESIDENTS OF CAROLINA SHORES VILLAGE TO VOTE ON WHETHER TO INCORPORATE, is read the first time and referred to the Committee on Local and Regional Government I.

Committee Substitute for **S.B. 682**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE COUNTIES OF CALDWELL AND CATAWBA AND THE CITIES OF GRANITE FALLS, HUDSON, HICKORY, LENOIR, AND SAWMILLS TO ESTABLISH THE CAROLINA AND NORTHWESTERN RAILROAD AUTHORITY, is read the first time and referred to the Committee on Transportation.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 715**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PISTOL PERMIT FEE IN MARTIN COUNTY AND PITT COUNTY FROM FIVE DOLLARS TO TWENTY DOLLARS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Baddour, Barbee, Barnhill, Beall, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Culp, Culpepper, Cummings, Cunningham, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Esposito, Flaherty, Gamble, Gardner, Gottovi, Grady, Green, Griffin, Hackney, Hall, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nye, C. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wright – 93.

Voting in the negative: Representatives Balmer, Berry, J. Brown, Creech, and Hayes – 5.

Excused absences: Representatives Barnes, Diamont, and Kennedy – 3.

H.B. 856, A BILL TO BE ENTITLED AN ACT TO ALLOW THE RIEGELWOOD SANITARY DISTRICT TO ACQUIRE PROPERTY WITHIN THE DISTRICT FOR PARKS, RECREATION, AND COMMUNITY PURPOSES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 838, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF BOONE TO INSTALL WATER AND SEWER LINES IN THE JUNALUSKA AREA WITH ITS OWN CREW AND

EQUIPMENT, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 564**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE EXAMINATION FEE AND THE FEES FOR ANNUAL RENEWALS OF ALL TYPES OF LICENSES FOR GENERAL CONTRACTORS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Baddour, Barnhill, Beall, Black, Bowen, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Colton, Culp, Culpepper, Cunningham, Daughtry, DeVane, Dickson, Dockham, Easterling, Edwards, Esposito, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Gray, Green, Griffin, Hackney, Hall, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, McAllister, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nesbitt, Nye, C. Preston, J. Preston, Ramsey, Redwine, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 91.

Voting in the negative: Representatives Arnold, Balmer, Barbee, Berry, Bowie, Creech, Cummings, Decker, Grady, Hayes, and McCombs - 11.

Excused absences: Representatives Barnes, Diamont, and Kennedy - 3.

H.B. 654, A BILL TO BE ENTITLED AN ACT TO EXPAND THE NUMBER OF COUNTIES IN WHICH THE TAX CREDIT FOR CREATING JOBS IS AVAILABLE.

On motion of Representative Baddour, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dickson, Dockham, Easterling, Edwards, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Moore, Morgan, Nesbitt, Nye, C. Preston, Ramsey, Redwine, Richardson, Robinson,

Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 106.

Voting in the negative: Representatives Creech, Decker, Ellis, Grady, Mitchell, and J. Preston - 6.

Excused absences: Representatives Barnes, Diamont, and Kennedy - 3.

H.B. 982, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE SPECIAL OPERATION PERMITS FOR HAULING FARM PRODUCE.

On motion of Representative Creech, the bill and the pending committee amendment are withdrawn from the Calendar and re-referred to the Committee on Agriculture.

Committee Substitute for **H.B. 449,** A BILL TO BE ENTITLED AN ACT TO INCLUDE INTEREST AND PENALTIES IN REFUNDS OF MONIES COLLECTED BY MISTAKE FROM BORROWERS AND CUSTOMERS.

Representative Lemmond offers Amendment No. 2 which is adopted by electronic vote (102-0).

The bill, as amended, passes its third reading, by electronic vote (102-0), and is ordered engrossed and sent to the Senate.

REPRESENTATIVE JACK HUNT, CHAIR OF COMMITTEE ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE, PRESIDING.

Committee Substitute for **H.B. 563,** A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES IN STATUTES CONCERNING PRECINCT AND TOWNSHIP BOUNDARIES, passes its third reading, by electronic vote (97-0), and is ordered engrossed and sent to the Senate.

H.B. 752, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CHILD-CARING INSTITUTIONS' LICENSING EXEMPTIONS.

On motion of Representative Colton, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (89-9), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 1133, A BILL TO BE ENTITLED AN ACT TO PERMIT MEN WHO ARE DIVORCED OR WIDOWED TO RESUME USE OF THE SURNAME THEY USED BEFORE MARRIAGE.

Representative Gottovi offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (89–9), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Mercer and without objection, **H.B. 1060**, A BILL TO BE ENTITLED AN ACT TO PERMIT FARMS OWNED BY NONPROFIT INSTITUTIONS TO PARTICIPATE IN THE FARMLAND PRESERVATION PROGRAM, is withdrawn from the Calendar and placed on the Calendar of May 6.

CALENDAR (continued)

H.B. 541, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GENERAL STATUTES COMMISSION TO DELETE THE DOMICILIARY OR RESIDENCY AND CITIZENSHIP REQUIREMENTS FOR EXAMINATION AND LICENSURE AS A CERTIFIED PUBLIC ACCOUNTANT AND TO MAKE TECHNICAL AMENDMENTS BY DELETING OBSOLETE REFERENCES TO PUBLIC ACCOUNTANTS.

On motion of Representative R. Hunter and without objection, consideration of the bill is postponed until May 10.

RE-REFERRAL

On motion of Representative R. Hunter, pursuant to Rule 39.2, **S.B. 880**, A BILL TO BE ENTITLED AN ACT TO ENABLE LOCAL BOARDS OF EDUCATION TO EXPEL FROM SCHOOL THOSE STUDENTS WHOSE CONTINUED PRESENCE IN SCHOOL CONSTITUTES A CLEAR THREAT TO THE SAFETY AND HEALTH OF OTHER STUDENTS OR EMPLOYEES, is withdrawn from the Committee on Judiciary II and re-referred to the Committee on Education.

CALENDAR (continued)

H.B. 1112, A BILL TO BE ENTITLED AN ACT TO RESTRICT THE TIME PERIOD WITHIN WHICH UNSOLICITED AUTOMATIC DIALING AND RECORDED MESSAGES MAY BE MADE BY PHONE.

On motion of Representative Gardner, Committee Amendment No. 1 is adopted.

Representative Gardner offers Amendment No. 2 which is adopted.

The bill, as amended, passes its second reading by electronic vote (98–2).

Representative G. Miller objects to the third reading. The bill remains on the Calendar.

H.B. 855, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TAKING OF MIGRATORY WATERFOWL ON SUNDAYS IN

THAT PORTION OF THE STATE EAST OF INTERSTATE NINETY-FIVE.

The bill fails to pass its second reading by electronic vote (46–53).

SPEAKER BLUE PRESIDING.

Committee Substitute for **H.B. 26**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CAMPGROUNDS FOR TRANSIENTS AND MARINAS WHICH RESELL ELECTRICITY FROM THE DEFINITION OF A PUBLIC UTILITY, passes its second reading, by electronic vote (103–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 357**, A BILL TO BE ENTITLED AN ACT TO URGE DISTRICT COURT JUDGES TO OBTAIN CERTIFICATION PRIOR TO HEARING CASES IN JUVENILE COURT, passes its second reading, by electronic vote (101–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 1062**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MENTALLY RETARDED PERSON CONVICTED OF FIRST DEGREE MURDER MAY NOT BE SENTENCED TO DEATH.

Representative Fitch calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading, by electronic vote (102–8), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 668**, A BILL TO BE ENTITLED AN ACT TO REPEAL THE STATUTE PERTAINING TO THE DEPARTMENT OF LABOR'S AUTHORITY TO REQUIRE SEPARATE TOILETS, passes its second reading, by electronic vote (87–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 106**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE OFFICE OF STATE PERSONNEL TO REVIEW STATE CYTOTECHNOLOGIST SALARIES, passes its second reading, by electronic vote (92–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 793, A BILL TO BE ENTITLED AN ACT TO ALLOW NORTH CAROLINA AMATEUR SPORTS TO USE STATE TRUCKS AND VANS FOR THE STATE GAMES OF NORTH CAROLINA, passes its second reading, by electronic vote (91–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 981, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A VOLUNTARY PROGRAM FOR THE CERTIFICATION OF ORGANICALLY PRODUCED AGRICULTURAL PRODUCTS, passes its second reading, by electronic vote (97-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.B. 600, A BILL TO BE ENTITLED AN ACT TO AMEND THE LEGISLATIVE RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, AND THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM TO COMPLY WITH THE INTERNAL REVENUE CODE.

On motion of Representative Hackney, the bill is withdrawn from the Calendar and re-referred to the Committee on Finance.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative H. Hunter for the Committee on Children, Youth and Families:

H.B. 221, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL WORKERS IN ALL "NONREGISTERED" DAY CARE THAT RECEIVES REIMBURSEMENT FROM THE STATE RECEIVE REGULARLY UPDATED PEDIATRIC CPR TRAINING, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 7. The original bill is placed on the Unfavorable Calendar.

H.B. 996, A BILL TO BE ENTITLED AN ACT TO REMOVE CHILD DAY CARE HOMES CARING FOR FEWER THAN FIVE CHILDREN FROM STATE DAY CARE REGULATION UNDER ARTICLE 7 OF CHAPTER 110 OF THE GENERAL STATUTES, with an unfavorable report.

By Representative R. Hunter for the Committee on Judiciary II:

H.B. 1157, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE LAW RELATING TO THE NORTH CAROLINA COURTS COMMISSION, with a favorable report, as amended.

By Representative Gottovi for the Committee on Environment:

H.B. 623, A BILL TO BE ENTITLED AN ACT TO REGULATE LEAD ABATEMENT IN ACCORDANCE WITH FEDERAL LAW, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

H.B. 663, A BILL TO BE ENTITLED AN ACT TO DELINEATE THE RESPONSIBILITIES OF THE DEPARTMENT OF COMMERCE AND THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES REGARDING THE DEVELOPMENT OF THE STATE'S RECYCLING INDUSTRY AND MARKETS FOR RECYCLABLE MATERIALS, with a favorable report, as amended.

H.B. 1053, A BILL TO BE ENTITLED AN ACT TO LIMIT THE CONSTRUCTION OF BILLBOARDS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 7. The original bill is placed on the Unfavorable Calendar.

H.B. 1102, A BILL TO BE ENTITLED AN ACT TO CREATE THE PESTICIDE ENVIRONMENTAL TRUST FUND, TO BE FUNDED BY AN ASSESSMENT FOR EACH BRAND OR GRADE OF PESTICIDE REGISTERED, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

CALENDAR (continued)

H.B. 1172, A BILL TO BE ENTITLED AN ACT TO EXTEND THE QUALIFIED TORT LIABILITY PROTECTION FOR HEALTH CARE PERSONNEL TO INCLUDE MEDICAL SERVICES RENDERED BY HEALTH CARE PERSONNEL WITHOUT COMPENSATION AT THEIR PLACE OF EMPLOYMENT TO INDIGENT PATIENTS.

Representative Green offers Amendment No. 1 which is adopted.

Representative Hackney moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Judiciary II.

Representative Hackney withdraws his motion.

Representative R. Hunter calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading by electronic vote (97-12).

Representative R. Hunter objects to the third reading. The bill remains on the Calendar.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Ramsey for the Committee on Financial Institutions:

H.B. 464, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGULATING MORTGAGE BANKERS AND MORTGAGE BROKERS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

RE-REFERRAL

On motion of Representative Lee, pursuant to Rule 39.2, **H.B. 1202**, A BILL TO BE ENTITLED AN ACT TO ALLOW STATE EMPLOYEES SICK LEAVE CREDIT FOR ACCUMULATED VACATION IN EXCESS OF THIRTY DAYS, is withdrawn from the Committee on Public Employees and re-referred to the Committee on Pensions and Retirement.

On motion of Representative Jack Hunt, seconded by Representative Nichols, the House adjourns in honor of the North Carolina Legislative Basketball Team, by electronic vote (80-0), at 6:02 p.m. to reconvene May 6 at 1:00 p.m.

FIFTY-NINTH DAY

HOUSE OF REPRESENTATIVES
Thursday, May 6, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Fussell, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 5 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (61-0).

Leaves of absence are granted Representatives Diamont, Dickson, Kennedy, Lemmond, and Oldham for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Cunningham for the Committee on Insurance:

H.B. 817, A BILL TO BE ENTITLED AN ACT TO REMOVE THE STATE AUDITOR FROM THE STATE FIRE AND RESCUE COMMISSION, with a favorable report.

By Representative Redwine for the Committee on Business and Labor:

H.B. 992, A BILL TO BE ENTITLED AN ACT TO EXPAND THE TYPES OF INDUSTRIAL DEVELOPMENT FOR WHICH THE INDUSTRIAL DEVELOPMENT FUND MAY BE USED, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

On motion of Representative Redwine, the committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 1098, A BILL TO BE ENTITLED AN ACT TO REQUIRE CONTRACTS FOR THE PURCHASE OF ADVERTISING IN FOR-PROFIT WRITTEN PERIODICALS TO INCLUDE CERTAIN TERMS, INCLUDING A STATEMENT OF THE CIRCULATION OF THE PERIODICAL, AND TO PROVIDE REMEDIES FOR THE PURCHASER IN THE EVENT THE SELLER FAILS TO COMPLY, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 10. The original bill is placed on the Unfavorable Calendar.

By Representative Lee for the Committee on Pensions and Retirement:

H.B. 930, A BILL TO BE ENTITLED AN ACT TO RESTORE THE PROVISION FOR PURCHASE OF OUT-OF-STATE SERVICE IN THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM AND THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 1126, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A MEMBER OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO PURCHASE TIME LOST DUE TO INTERRUPTED SERVICE FOR MATERNITY AND PARENTAL LEAVE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 1201, A BILL TO BE ENTITLED AN ACT TO ALLOW LOCAL BOARDS OF EDUCATION TO ESTABLISH SICK LEAVE BANKS FOR PUBLIC SCHOOL EMPLOYEES, without prejudice and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives H. Hunter, Baddour, Barnhill, and Gardner:

H.B. 1272, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO PROVIDE ADDITIONAL FACULTY POSITIONS FOR THE PHYSICAL THERAPY, OCCUPATIONAL THERAPY, AND SPEECH AND LANGUAGE PATHOLOGY TRAINING PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Jarrell, Bowie, Burton, Gist, Jeffus, and Wood:

H.B. 1273, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR GUILFORD TECHNICAL COMMUNITY COLLEGE TO SUPPORT ITS PROGRAMS FOR THE HEARING IMPAIRED, is referred to the Committee on Appropriations.

By Representatives Gamble, Bowman, Dickson, and Joye:

H.B. 1274, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE EXEMPTION FROM THE SCRAP TIRE TAX FOR TIRES SOLD FOR PLACEMENT ON NEWLY MANUFACTURED VEHICLES SHALL APPLY UNIFORMLY REGARDLESS WHEN THE TIRES WERE SOLD, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Smith, Alphin, Bowman, J. Brown, Church, Culp, DeVane, Dickson, Ellis, Flaherty, Gardner, Hensley, Hightower, Hill, Howard, Justus, McCrary, McLawhorn, Nichols, Nye, Redwine, Richardson, Spears, Sutton, Warner, Weatherly, Wilkins, and C. Wilson:

H.J.R. 1275, A JOINT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES TO RELEASE MIA AND POW INFORMATION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Smith, Alphin, Bowman, J. Brown, Church, Culp, DeVane, Dickson, Ellis, Gardner, Hill, Howard, Justus, McCrary, McLawhorn, Nichols, Nye, Redwine, Richardson, Spears, Sutton, Warner, Weatherly, Wilkins, and C. Wilson:

H.J.R. 1276, A JOINT RESOLUTION MEMORIALIZING CONGRESS TO PROPOSE AN AMENDMENT TO THE UNITED STATES CONSTITUTION PROVIDING THE STATES THE POWER TO PROHIBIT THE PHYSICAL DESECRATION OF THE UNITED STATES FLAG, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Diamont and Bowman:

H.B. 1277, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A MOUNTAIN CONIFER INTEGRATED PEST MANAGEMENT SPECIALIST FOR NORTHWESTERN NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representatives Nye, Bowman, and H. Hunter:

H.B. 1278, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE PARENTAL INVOLVEMENT IN THE PUBLIC SCHOOLS, is referred to the Committee on Appropriations.

By Representatives Nye, Bowman, and H. Hunter:

H.B. 1279, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR DEVELOPMENTAL DISABILITIES HEAD INJURY PROJECT, is referred to the Committee on Appropriations.

By Representatives Nye and H. Hunter:

H.B. 1280, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A GRANT PROGRAM USING COMMUNITY VOLUNTEERS TO HELP PARENTS TO BECOME ACTIVELY INVOLVED WITH THEIR CHILDREN AGES THREE AND FOUR TO DEVELOP READINESS SKILLS AND INSTILL IN THEM A POSITIVE SELF-ESTEEM FOR SUCCESS, is referred to the Committee on Appropriations.

By Representatives Nye, Bowman, Fussell, and H. Hunter:

H.B. 1281, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR SENIOR CENTERS' MAINTENANCE, RENOVATION, AND UPKEEP, is referred to the Committee on Appropriations.

By Representatives Richardson, Black, Bowman, Colton, DeVane, Flaherty, Gottovi, Hackney, Hightower, Justus, Lemmond, McCombs, C. Preston, Spears, and Warner:

H.J.R. 1282, A JOINT RESOLUTION TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE EFFECT OF THE USE OF COMMERCIAL NETS ON FISH AND SHELLFISH STOCKS AND THEIR ESTUARINE HABITATS, is referred to the Committee on Rules, Calendar, and Operations of the House.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 164**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT LOCAL GOVERNMENTS HAVE THE AUTHORITY TO IMPOSE CIVIL PENALTIES FOR VIOLATIONS OF THE FIRE PREVENTION CODE OF THE STATE BUILDING CODE, is read the first time and referred to the Committee on Judiciary II.

Committee Substitute for **S.B. 204**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO MAKE THE CERTIFICATE OF NEED PROGRAM SELF-FUNDED BY INCREASING THE MINIMUM AND MAXIMUM CON APPLICATION FEES, is read the first time and referred to the Committee on Health and Human Services.

Committee Substitute for **S.B. 393**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE FOR A UNIVERSITY OF NORTH CAROLINA PROGRAMMATIC REVIEW AND A PLAN FOR THE CONTINUED AND EXPANDED AVAILABILITY OF HIGHER EDUCATION FOR ALL CITIZENS, is read the first time and referred to the Committee on Education.

S.B. 516, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE EXTENSION OF COUNTY HOUSING AUTHORITY JURISDICTION TO CITIES LOCATED IN WHOLE OR IN PART WITHIN THE COUNTY'S BOUNDARIES, is read the first time and referred to the Committee on Judiciary II.

Committee Substitute for **S.B. 560**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE SPECIAL LICENSE PLATES TO RECIPIENTS OF THE DISTINGUISHED SERVICE CROSS, THE AIR FORCE CROSS, AND THE NAVY CROSS, is read the first time and referred to the Committee on Transportation.

Committee Substitute for **S.B. 595**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE NUMBER OF SEMESTER HOURS OF STUDY REQUIRED FOR REGISTRATION AS A SANITARIAN, is read the first time and referred to the Committee on Environment.

Committee Substitute for **S.B. 597**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE FOOD AND LODGING SANITATION LAW, is read the first time and referred to the Committee on Health and Human Services.

S.B. 681, A BILL TO BE ENTITLED AN ACT TO PERMIT LENDERS TO CURE LOAN DOCUMENTS WHICH MIGHT VIOLATE THE RESTRICTIONS ON LATE CHARGES AS INTERPRETED BY THE NORTH CAROLINA SUPREME COURT, is read the first time and referred to the Committee on Financial Institutions.

S.B. 876, A BILL TO BE ENTITLED AN ACT TO AMEND THE REGIONAL RECIPROCAL BANKING ACT AND TO PROVIDE FOR NATIONWIDE INTERSTATE BANKING, is read the first time and referred to the Committee on Financial Institutions.

Committee Substitute for **S.B. 918**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE NORTH CAROLINA TRAILS SYSTEM ACT, is read the first time and referred to the Committee on Environment.

Committee Substitute for **S.B. 932**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON THE ACT PERMITTING THE USE OF DEMOLITION ASPHALT AS FILL, is read the first time and referred to the Committee on Environment.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Rogers, Acting Chair for the Committee on Local and Regional Government I:

H.B. 801, A BILL TO BE ENTITLED AN ACT TO ALLOW DEER HUNTING FROM STATIONARY STANDS IN CABARRUS COUNTY, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 10. The original bill is placed on the Unfavorable Calendar.

H.B. 807, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF SEVEN OAKS IN GASTON COUNTY, with a favorable report as to committee substitute bill, unfavorable as to original bill.

On motion of Representative Rogers, the committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 860, A BILL TO BE ENTITLED AN ACT TO EXEMPT DAVIE COUNTY AND THE TOWN OF MOCKSVILLE FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING ZONING ORDINANCES FOR WATER SUPPLY WATERSHED PROTECTION, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 10. The original bill is placed on the Unfavorable Calendar.

H.B. 870, A BILL TO BE ENTITLED AN ACT TO EXEMPT WATAUGA COUNTY FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING A ZONING ORDINANCE FOR WATER SUPPLY WATERSHED PROTECTION, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 10. The original bill is placed on the Unfavorable Calendar.

By Representatives Hackney and G. Miller for the Committee on Finance:

Committee Substitute for **H.B. 550**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE EFFECTIVENESS OF PUBLIC PARTICIPATION IN AND ENFORCEMENT OF THE MINING ACT OF 1971, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for May 10. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 644**, A BILL TO BE ENTITLED AN ACT TO AMEND THE SEDIMENTATION POLLUTION

CONTROL ACT OF 1973 TO MAKE IT MORE EFFECTIVE, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for May 10. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 650**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE IMPOSITION OF ADMINISTRATIVE PENALTIES FOR VIOLATIONS OF ASBESTOS HAZARD MANAGEMENT PROVISIONS; TO TRANSFER ASBESTOS RULE-MAKING AUTHORITY TO THE COMMISSION FOR HEALTH SERVICES; AND TO CREATE CRIMINAL PENALTIES FOR VIOLATIONS OF THE NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for May 10. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 720, A BILL TO BE ENTITLED AN ACT TO INCREASE THE INCOME TAX CREDIT FOR CHILD AND DEPENDENT CARE EXPENSE FOR FAMILIES WITH INCOME BELOW FORTY THOUSAND DOLLARS A YEAR, with a favorable report, as amended.

H.B. 734, A BILL TO BE ENTITLED AN ACT TO ALLOW ANNEXATION OF A DESCRIBED PIECE OF PROPERTY TO THE TOWN OF OLD FORT, with a favorable report.

H.B. 811, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE BOUNDARIES OF THE TOWN OF ATLANTIC BEACH INCLUDE AN AREA KNOWN AS THE POCKET, with a favorable report.

H.B. 920, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE REDUCTION OF THE STATE UNEMPLOYMENT INSURANCE TAX RATE UNDER CERTAIN CIRCUMSTANCES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 10. The original bill is placed on the Unfavorable Calendar.

By Representative Hightower for the Committee on State Government:

H.B. 1031, A BILL TO BE ENTITLED AN ACT TO ADD A REPRESENTATIVE OF THE DIVISION OF JUVENILE SERVICES OF THE ADMINISTRATIVE OFFICE OF THE COURTS TO THE JUVENILE LAW STUDY COMMISSION, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 1149, A BILL TO BE ENTITLED AN ACT TO AMEND THE MEDICAL PRACTICE ACT AS IT RELATES TO ORAL SURGERY, with a favorable report, as amended.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 715**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PISTOL PERMIT FEE IN MARTIN COUNTY AND PITT COUNTY FROM FIVE DOLLARS TO TWENTY DOLLARS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Baddour, Barbee, Barnes, Barnhill, Beall, Berry, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dockham, Easterling, Edwards, Ellis, Esposito, Flaherty, Fussell, Gardner, Gottovi, Green, Griffin, Hackney, Hall, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Kinney, Kuczmarski, Lee, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nye, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wright - 92.

Voting in the negative: Representatives Balmer, Hayes, Nichols, and J. Preston - 4.

Excused absences: Representatives Diamont, Dickson, Kennedy, Lemmond, and Oldham - 5.

Committee Substitute No. 2 for **H.B. 398**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF HIGH POINT AND TO ALLOW HIGH POINT TO TAKE PROSPECTIVE TAX REVENUES INTO ACCOUNT WHEN TRANSFERRING CERTAIN PROPERTY HELD FOR ECONOMIC DEVELOPMENT, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnhill, Beall, Berry, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dockham, Easterling, Edwards, Esposito, Flaherty, Fussell, Gardner, Gottovi, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Kinney, Kuczmarski, Lee, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell,

Morgan, Nichols, Nye, J. Preston, Redwine, Richardson, Rogers, Russell, Smith, Spears, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 94.

Voting in the negative: None.

Excused absences: Representatives Diamont, Dickson, Kennedy, Lemmond, and Oldham - 5.

H.B. 743, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE MERGER OF THE TOWNS OF HAZELWOOD AND WAYNESVILLE.

Representative Ramsey offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Decker, DeVane, Dockham, Easterling, Edwards, Esposito, Flaherty, Fussell, Gamble, Gardner, Gottovi, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Kuczmarski, Lee, Luebke, Lutz, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Spears, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wood - 95.

Voting in the negative: None.

Excused absences: Representatives Diamont, Dickson, Kennedy, Lemmond, and Oldham - 5.

Committee Substitute for **H.B. 881**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH SEASONS FOR HUNTING AND TRAPPING FOXES IN GRANVILLE COUNTY AND TO ESTABLISH SEASONS FOR HUNTING AND TRAPPING FOXES IN BRUNSWICK COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 428, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PROHIBITION ON HUNTING WILD TURKEYS IN GATES COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 677, A BILL TO BE ENTITLED AN ACT TO REVERT CERTAIN PRECINCT BOUNDARIES IN BUNCOMBE COUNTY

TO THEIR STATUS ON DECEMBER 31, 1991, AND TO GRANT CERTAIN LIMITED POWERS TO THE BUNCOMBE COUNTY BOARD OF ELECTIONS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 692, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE CITY OF KINSTON FROM ARTICLE 12, CHAPTER 160A OF THE GENERAL STATUTES IN THE SALE OR LEASE OF CERTAIN SURPLUS REAL PROPERTY TO ADKIN HIGH SCHOOL ALUMNI & FRIENDS, INC., A NORTH CAROLINA NONPROFIT CORPORATION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 703, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TOWN OF NAGS HEAD MAY REGULATE CERTAIN COMMERCIAL FISHING ACTIVITIES ON THE FORESHORE, BEACH STRAND, AND BARRIER DUNE SYSTEM WITHIN AND ALONG ITS BOUNDARIES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 713, A BILL TO BE ENTITLED AN ACT TO REPEAL A 1992 LOCAL ACT WHICH WOULD HAVE CALLED A REFERENDUM ON THE QUESTION OF ELECTING THE MITCHELL COUNTY TAX COLLECTOR, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 794, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM WITH RESPECTS TO THE SERVICE OF COMPLAINTS AND ORDERS IN HOUSING CODE CASES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 796, A BILL TO BE ENTITLED AN ACT GRANTING TO DURHAM COUNTY REDUCTION OF THE NOTICE PERIOD FOR CLOSING ROADS AND EASEMENTS, CLARIFYING THE COUNTY'S AUTHORITY TO PERMIT THE CLOSING OF UNOPENED ROADS, THE DIVISION OF RIGHT-OF-WAY IN TYPICAL ROAD CLOSINGS, AND ESTABLISHING PROCEDURES FOR APPEALS OF ROAD CLOSINGS.

On motion of Representative G. Miller, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 803, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE TOWN OF DENTON FROM CERTAIN ZONING NOTICE REQUIREMENTS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 815, A BILL TO BE ENTITLED AN ACT AUTHORIZING BURKE COUNTY TO ASSIST THOROUGHFARE PLAN IMPLEMENTATION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 842, A BILL TO BE ENTITLED AN ACT TO REPEAL THE DEFINITION OF SUBDIVISION FOR LINCOLN COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 869, A BILL TO BE ENTITLED AN ACT TO EXEMPT STOKES COUNTY FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING A ZONING ORDINANCE FOR WATER SUPPLY WATERSHED PROTECTION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 564**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE EXAMINATION FEE AND THE FEES FOR ANNUAL RENEWALS OF ALL TYPES OF LICENSES FOR GENERAL CONTRACTORS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dockham, Easterling, Edwards, Esposito, Flaherty, Fussell, Gamble, Gardner, Grady, Green, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, H. Hunter, R. Hunter, James, Jarrell, Jeffus, Jenkins, Joye, Kinney, Kuczmarski, Lee, Luebke, Lutz, McAllister, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Spears, Stewart, Sutton, Tallent, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wright - 90.

Voting in the negative: Representatives Arnold, Barbee, Creech, Decker, McCombs, and P. Wilson - 6.

Excused absences: Representatives Diamont, Dickson, Kennedy, Lemmond, and Oldham - 5.

H.B. 654, A BILL TO BE ENTITLED AN ACT TO EXPAND THE NUMBER OF COUNTIES IN WHICH THE TAX CREDIT FOR CREATING JOBS IS AVAILABLE.

Representative Arnold offers Amendment No. 2 which fails of adoption by electronic vote (37–71).

REPRESENTATIVE COLTON, SPEAKER PRO TEMPORE, PRESIDING.

Representative Baddour calls the previous question on the passage of the bill and the call is sustained by electronic vote (98–6).

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Crawford, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dockham, Easterling, Edwards, Esposito, Fitch, Fussell, Gamble, Gottovi, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Lee, Luebke, Lutz, Mavretic, McAllister, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Moore, Morgan, Nesbitt, Nye, C. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright – 95.

Voting in the negative: Representatives Berry, Creech, Culp, Decker, Gardner, Grady, McCombs, Mitchell, Nichols, and J. Preston – 10.

Excused absences: Representatives Diamont, Dickson, Kennedy, Lemmond, and Oldham – 5.

Committee Substitute for **H.B. 606**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A FEE FOR THE ACCREDITATION AND RENEWAL OF ACCREDITATION OF REINSURANCE COMPANIES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barbee, Barnhill, Beall, Berry, Bowie, Bowman, Braswell, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Crawford, Creech, Culpepper, Cummings, Cunningham, Dockham, Easterling, Edwards, Fitch, Fussell, Gamble, Gardner, Gottovi, Grady, Green, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Holt, Howard, Jack Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Lee, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, J. Preston, Ramsey, Richardson, Robinson, Russell, Smith, Spears, Stamey, Stewart,

Tallent, G. Thompson, Wainwright, Warner, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 89.

Voting in the negative: Representatives Brawley and Decker - 2.

Excused absences: Representatives Diamont, Dickson, Kennedy, Lemmond, and Oldham - 5.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Redwine and without objection, Committee Substitute for **H.B. 556**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE UNIFORM BOILER AND PRESSURE VESSEL ACT, is withdrawn from the Calendar and re-referred to the Committee on Finance.

On motion of Representative Redwine and without objection, Committee Substitute for **H.B. 396**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF REGISTERS OF DEEDS TO ADOPT LOCAL INDEXING RULES AND TO DELAY THE EFFECTIVE DATE OF THE LAW REQUIRING REGISTERS OF DEEDS TO COMPLY WITH MINIMUM INDEXING STANDARDS FOR LAND RECORDS MANAGEMENT, is withdrawn from the Calendar and placed on the Calendar for May 12.

CALENDAR (continued)

Committee Substitute No. 2 for **H.B. 382**, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES REGULATING PROFESSIONAL ENGINEERS AND LAND SURVEYORS.

On motion of the Chair, the bill is temporarily displaced.

Committee Substitute for **H.B. 567**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ISSUANCE OF REPLACEMENT DATA PLATES FOR LP-GAS TANKS, TO PROVIDE CIVIL PENALTIES FOR VIOLATIONS OF THE LAWS REGARDING LP-GAS, AND TO PROVIDE FOR SUSPENSION OR REVOCATION OF AN LP-GAS DEALER'S REGISTRATION FOR VIOLATIONS OF THESE LAWS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Bowen, Bowie, Bowman, Brawley, J. Brown, Brubaker, Burton, Church, Cole, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Dockham, Easterling, Esposito, Flaherty, Fussell, Gardner, Gottovi, Grady, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Holt, Howard, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, Michaux, B. Miller, Miner, Mitchell, Morgan, Nesbitt, Nichols, Nye, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 90.

Voting in the negative: None.

Excused absences: Representatives Diamont, Dickson, Kennedy, Lemmond, and Oldham - 5.

H.B. 495, A BILL TO BE ENTITLED AN ACT TO MAKE OMNIBUS AND TECHNICAL CHANGES TO THE SAVINGS INSTITUTIONS LAWS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Decker, Dockham, Easterling, Edwards, Ellis, Esposito, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Howard, Jack Hunt, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Lee, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, C. Preston, J. Preston, Ramsey, Redwine, Robinson, Rogers, Russell, Smith, Spears, Stewart, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 95.

Voting in the negative: None.

Excused absences: Representatives Cummings, Diamont, Dickson, Kennedy, Lemmond, and Oldham - 6.

H.B. 1112, A BILL TO BE ENTITLED AN ACT TO RESTRICT THE TIME PERIOD WITHIN WHICH UNSOLICITED AUTOMATIC DIALING AND RECORDED MESSAGES MAY BE MADE BY PHONE.

The bill, as amended, passes its third reading, by electronic vote (100-1), and is ordered engrossed and sent to the Senate.

H.B. 1172, A BILL TO BE ENTITLED AN ACT TO EXTEND THE QUALIFIED TORT LIABILITY PROTECTION FOR HEALTH CARE PERSONNEL TO INCLUDE MEDICAL SERVICES RENDERED BY HEALTH CARE PERSONNEL WITHOUT COMPENSATION AT THEIR PLACE OF EMPLOYMENT TO INDIGENT PATIENTS.

Representative R. Hunter offers Amendment No. 2 which is adopted by electronic vote (92-1).

Representative R. Hunter offers Amendment No. 3 which is adopted by electronic vote (98-0).

Representative Green calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its third reading, by electronic vote (100-0), and is ordered engrossed and sent to the Senate.

Committee Substitute for **H.B. 446**, A BILL TO BE ENTITLED AN ACT TO REQUIRE FEES THAT ARE IMPOSED FOR THE INSPECTION AND GRADING OF FARM PRODUCTS AND ARE COLLECTED UNDER AGREEMENTS WITH THE FEDERAL GOVERNMENT TO BE USED AS REQUIRED BY THE AGREEMENTS, AND TO CLARIFY THE AUTHORITY OF THE COMMISSIONER OF AGRICULTURE CONCERNING THESE AGREEMENTS, passes its second reading, by electronic vote (88–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1060, A BILL TO BE ENTITLED AN ACT TO PERMIT FARMS OWNED BY NONPROFIT INSTITUTIONS TO PARTICIPATE IN THE FARMLAND PRESERVATION PROGRAM.

On motion of the Chair, the bill is temporarily displaced.

Committee Substitute for **H.B. 538**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR IMMEDIATE INCOME WITHHOLDING IN NON-IV-D CHILD SUPPORT CASES, AS REQUIRED BY THE FAMILY SUPPORT ACT, passes its second reading, by electronic vote (94–1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

SPEAKER BLUE PRESIDING.

Committee Substitute for **H.B. 457**, A BILL TO BE ENTITLED AN ACT TO REMOVE BARRIERS IN INSURANCE POLICIES AND PLANS TO PROVIDE FOR REIMBURSEMENT TO ADVANCED PRACTICE REGISTERED NURSES PROVIDING SERVICES WITHIN THE SCOPE OF THEIR PRACTICE, passes its second reading, by electronic vote (106–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute No. 2 for **H.B. 568**, A BILL TO BE ENTITLED AN ACT TO REQUIRE TAXPAYER IDENTIFICATION NUMBERS BE SHOWN ON ALL VENDOR INVOICES TO THE STATE AND STATE AGENCIES, passes its second reading, by electronic vote (102–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1131, A BILL TO BE ENTITLED AN ACT TO DIRECT THE GOVERNOR'S COMMISSION ON WORK FORCE PREPAREDNESS TO STUDY THE NEED FOR GRANT FUNDS FOR STATE LITERACY PROGRAMS.

On motion of Representative Gottovi, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading by electronic vote (98–2).

Representative Mavretic objects to the third reading. The bill remains on the Calendar.

H.J.R. 1209, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES.

On motion of Representative Michaux, consideration of the bill is postponed until May 10.

H.B. 1143, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT BREAST FEEDING DOES NOT VIOLATE INDECENCY LAWS, passes its second reading, by electronic vote (100-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 957, A BILL TO BE ENTITLED AN ACT TO REGULATE SMOKING IN PUBLIC PLACES AND TO ESTABLISH STANDARDS FOR LOCAL GOVERNMENTS ELECTING TO REGULATE SMOKING.

On motion of Representative Michaux, consideration of the bill is postponed until May 10.

H.B. 496, A BILL TO BE ENTITLED AN ACT TO PERMIT INVESTMENT OF TRUST ASSETS IN MUTUAL FUNDS ADVISED BY A CORPORATE TRUSTEE.

Representative Brawley offers Amendment No. 1 which is adopted.

Representative Hackney offers Amendment No. 2 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (101-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute No. 2 for **H.B. 382**, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES REGULATING PROFESSIONAL ENGINEERS AND LAND SURVEYORS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Joye, Justus, Kinney, Kuczmarski, Lee, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nesbitt, Nichols, Nye, C. Preston, J. Preston,

Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 101.

Voting in the negative: None.

Excused absences: Representatives Diamont, Dickson, Gist, Kennedy, Lemmond, and Oldham - 6.

RE-REFERRAL

On motion of Representative Nesbitt, pursuant to Rule 39.2, **H.B. 932**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DEPARTMENT OF TRANSPORTATION SHALL PAY FOR THE NONBETTERMENT RELOCATION OF SANITARY DISTRICT UTILITIES, is withdrawn from the Committee on Finance and re-referred to the Committee on Appropriations.

CALENDAR (continued)

H.B. 1060, A BILL TO BE ENTITLED AN ACT TO PERMIT FARMS OWNED BY NONPROFIT INSTITUTIONS TO PARTICIPATE IN THE FARMLAND PRESERVATION PROGRAM.

On motion of Representative Colton, Committee Amendment No. 1 is adopted.

On motion of the Chair, pursuant to Rule 38, the bill is withdrawn from the Calendar, ordered engrossed, and re-referred to the Committee on Finance.

H.B. 922, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RULES ADOPTED BY THE COMMISSION FOR HEALTH SERVICES PERTAINING TO PUBLIC SWIMMING POOLS APPLY TO POOLS CONSTRUCTED OR REMODELED ON OR AFTER A CERTAIN DATE.

On motion of Representative R. Hunter, Committee Amendment No. 1 is adopted. This amendment changes the title.

The bill, as amended, passes its second reading, by electronic vote (97-1), and the caption having been amended, remains on the Calendar.

H.B. 95, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW FOR THE NORTH CAROLINA CAPITAL PLANNING COMMISSION TO ALLOW FOR A MEETING TO BE CALLED BY FIVE MEMBERS OF THE COMMISSION, passes its second reading, by electronic vote (94-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 536, A BILL TO BE ENTITLED AN ACT TO ALLOW AREA MENTAL HEALTH, DEVELOPMENTAL DISABILITIES,

AND SUBSTANCE ABUSE AUTHORITIES TO PURCHASE PROPERTY BY INSTALLMENT CONTRACTS.

On motion of Representative H. Hunter, the bill is withdrawn from the Calendar and re-referred to the Committee on Finance.

H.B. 1157, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE LAW RELATING TO THE NORTH CAROLINA COURTS COMMISSION.

On motion of Representative R. Hunter, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (88-11), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 663, A BILL TO BE ENTITLED AN ACT TO DELINEATE THE RESPONSIBILITIES OF THE DEPARTMENT OF COMMERCE AND THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES REGARDING THE DEVELOPMENT OF THE STATE'S RECYCLING INDUSTRY AND MARKETS FOR RECYCLABLE MATERIALS.

On motion of Representative Gottovi, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (101-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Fussell for the Committee on Public Employees:

H.B. 639, A BILL TO BE ENTITLED AN ACT TO PERMIT TEACHER ASSISTANTS AND OTHER INSTRUCTIONAL PERSONNEL WHO DO NOT REQUIRE A SUBSTITUTE TO TAKE VACATION LEAVE WHEN STUDENTS ARE IN ATTENDANCE, with a favorable report.

H.B. 1056, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT NONCERTIFICATED PUBLIC SCHOOL EMPLOYEES BE HIRED ON A CONTINUING CONTRACT, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 1064, A BILL TO BE ENTITLED AN ACT TO CORRECT INEQUITIES IN THE SALARIES OF CERTAIN EQUALLY

QUALIFIED MINORITIES, FEMALES, AND WHITE MALES EXEMPT FROM THE STATE PERSONNEL ACT WITHIN OCCUPATIONAL CATEGORIES IN STATE EMPLOYMENT, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 1065, A BILL TO BE ENTITLED AN ACT TO CORRECT INEQUITIES IN THE SALARIES OF EQUALLY QUALIFIED MINORITIES, FEMALES, AND WHITE MALES EMPLOYED BY THE NORTH CAROLINA GENERAL ASSEMBLY, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Barnes for the Committee on Education:

H.B. 47, A BILL TO BE ENTITLED AN ACT TO AMEND THE TEACHER TRAINING TASK FORCE TO ADD TEACHER MEMBERS AND MAKE OTHER CLARIFYING CHANGES, with a favorable report.

H.B. 161, A BILL TO BE ENTITLED AN ACT TO CHANGE THE LAW REGARDING STATE AID TO PRIVATE COLLEGES, without prejudice, and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 904, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO CONSIDER CHILDREN WITH SPECIAL NEEDS WHEN IT ADOPTS RULES SETTING GRADUATION STANDARDS, AND TO DIRECT THE STATE BOARD OF EDUCATION TO SUSPEND THE APPLICATION OF ANY GRADUATION STANDARDS ADOPTED IN THE PAST TWO YEARS TO CHILDREN WITH SPECIAL NEEDS UNTIL IT REEVALUATES THE RULES BASED ON A STUDY OF GRADUATION STANDARDS AND THESE CHILDREN, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 10. The original bill is placed on the Unfavorable Calendar.

H.B. 1002, A BILL TO BE ENTITLED AN ACT TO EXTEND THE AGE FOR RECEIVING DRIVER EDUCATION IN THE PUBLIC SCHOOLS FOR CHILDREN WITH SPECIAL NEEDS, with a favorable report.

H.B. 1009, A BILL TO BE ENTITLED AN ACT TO REQUIRE SCHOOL PRINCIPALS TO REPORT CERTAIN CRIMES ON SCHOOL PROPERTY TO LAW ENFORCEMENT, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 10. The original bill is placed on the Unfavorable Calendar.

H.B. 1203, A BILL TO BE ENTITLED AN ACT TO ALLOW PUBLIC SCHOOL EMPLOYEES TO CONVERT EXCESS ANNUAL LEAVE DAYS TO SICK LEAVE, with a favorable report and recommendation that the bill be re-referred to the Committee on Pensions and Retirement.

The bill is re-referred to the Committee on Pensions and Retirement.

By Representative Fitch for the Committee on Constitutional Amendments and Referenda:

H.B. 1173, A BILL TO BE ENTITLED AN ACT TO LIMIT ALL ELECTED OFFICIALS TO TWELVE YEARS IN OFFICE, TO MAKE ALL COUNCIL OF STATE POSITIONS OTHER THAN GOVERNOR, LIEUTENANT GOVERNOR, AND AUDITOR APPOINTIVE BY THE GOVERNOR, TO PROVIDE A TEAM TICKET FOR GOVERNOR AND LIEUTENANT GOVERNOR IN THE GENERAL ELECTION, TO MAKE ALL JUDICIAL OFFICES FOR FOUR YEARS, TO PROVIDE DISTRICT ELECTION OF SUPERIOR COURT JUDGES, AND TO REQUIRE GUBERNATORIAL CABINET APPOINTMENTS TO BE CONFIRMED BY THE GENERAL ASSEMBLY, with an unfavorable report.

By Representative R. Hunter for the Committee on Judiciary II:

H.B. 451, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT LOCAL HEALTH DEPARTMENTS MAY NOT BE APPOINTED AS GUARDIANS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

H.B. 459, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE SALE OR OTHER DISPOSAL OF TOBACCO TO MINORS, KNOWINGLY OR OTHERWISE, AND TO PROVIDE THAT IT IS AN AFFIRMATIVE DEFENSE THAT THE SELLER REQUESTED IDENTIFICATION OR HAD OTHER FACTS THAT REASONABLY INDICATED THAT THE PURCHASER WAS OF LEGAL AGE, with a favorable report.

H.B. 548, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISCHARGE OF FIREARMS ON THE PREMISES OF THE

NORTH CAROLINA SEAFOOD INDUSTRIAL PARK AUTHORITY, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 10. The original bill is placed on the Unfavorable Calendar.

H.B. 897, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW RELATING TO ACQUISITION BY THE TOWN OF CARY OF STREET RIGHT-OF-WAY OUTSIDE THE CORPORATE LIMITS, with an unfavorable report.

H.B. 1015, A BILL TO BE ENTITLED AN ACT RELATING TO PRAYERS FOR JUDGEMENT IN INFRACTION CASES WHERE THE NATIONAL SAFETY COUNCIL DEFENSIVE DRIVING COURSE, OR A SIMILAR APPROVED COURSE, HAS BEEN COMPLETED BY THE PERSON CITED, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 10. The original bill is placed on the Unfavorable Calendar.

By Representative Justus, Vice-Chair for the Committee on Courts and Justice:

H.B. 539, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA BUSINESS CORPORATION ACT AND TO AMEND G.S. 54-139 RELATING TO FOREIGN COOPERATIVE CORPORATIONS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report, as amended.

By Representative R. Hunter for the Committee on Judiciary II:

H.B. 364, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO AMEND THE JUVENILE LAW AND OTHER LAWS TO PROTECT CHILDREN MORE EFFECTIVELY FROM ABUSE, NEGLECT, AND DEPENDENCY, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 10. The original bill is placed on the Unfavorable Calendar.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate.

H.B. 416, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ISSUANCE OF NEW SHELLFISH CULTIVATION LEASES IN CORE SOUND, is returned for concurrence in two Senate amendments and placed on the Calendar for May 7.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Jack Hunt, **H.B. 416**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ISSUANCE OF NEW

SHELLFISH CULTIVATION LEASES IN CORE SOUND, is withdrawn from the Calendar of May 7 and placed on the Calendar for immediate consideration by electronic vote (81–18).

On motion of Representative Smith, the House concurs in Senate Amendment No. 1 by electronic vote (88–11).

Representative Smith moves that the House concur in Senate Amendment No. 2.

On motion of Representative DeVane, seconded by Representative Creech, the House adjourns, by electronic vote (64–40), subject to Rule 5(11), at 4:47 p.m., to reconvene May 7 at 11:30 a.m.

CONFEREES APPOINTED

The Speaker announces the following conferees on Senate Committee Substitute for **H.B. 120**, A BILL TO BE ENTITLED AN ACT TO AMEND THE OPEN MEETINGS LAWS AND TO AMEND THE PUBLIC RECORDS LAW AS IT RELATES TO THE HOSPITAL LICENSURE ACT AND THE JOINT MUNICIPAL ELECTRIC POWER AND ENERGY ACT: Representative G. Miller, Chair; Representatives H. Hunter, Richardson, Jarrell, Michaux, Lemmond, Russell, Wilkins, Brubaker, Hackney, and Nesbitt.

The Senate is so notified by Special Message.

The House stands adjourned.

SIXTIETH DAY

HOUSE OF REPRESENTATIVES
Friday, May 7, 1993

The House meets at 11:30 a.m. pursuant to adjournment and is called to order by the Speaker Pro Tempore.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 6 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barbee, D. Brown, Brubaker, Diamont, Dickson, Gamble, Green, Howard, Kennedy, Lemmond, McAllister, Miner, Oldham, Stewart, Tallent, and Warner for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative James for the Committee on Agriculture:

H.B. 982, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE SPECIAL OPERATION PERMITS FOR HAULING FARM PRODUCE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 11. The original bill is placed on the Unfavorable Calendar.

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 844, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ALAMANCE COUNTY MAY REQUIRE ISSUANCE OF A BUILDING PERMIT FOR THE REPLACEMENT AND DISPOSAL OF ROOFING, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 11. The original bill is placed on the Unfavorable Calendar.

H.B. 1083, A BILL TO BE ENTITLED AN ACT TO CONFORM STATE GAS PIPELINE PENALTY STANDARDS TO THE NEWLY ENACTED AMENDMENTS TO THE FEDERAL NATURAL GAS PIPELINE SAFETY ACT OF 1968, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 11. The original bill is placed on the Unfavorable Calendar.

By Representative Ramsey for the Committee on Financial Institutions:

H.B. 665, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE REGULATION OF CREDIT INSURANCE AND LOWER PREMIUM RATES CHARGED FOR CREDIT INSURANCE, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 11. The original bill is placed on the Unfavorable Calendar.

By Representative Jeffus for the Permanent Subcommittee on Aging of the Standing Committee on Health and Human Services, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 1077, A BILL TO BE ENTITLED AN ACT TO DEFINE SEPTAGE, TO MAKE SOME TECHNICAL CORRECTIONS, AND TO ALLOW THE USE OF CHEMICAL OR PORTABLE TOILETS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 11. The original bill is placed on the Unfavorable Calendar.

H.B. 1082, A BILL TO BE ENTITLED AN ACT TO GIVE THE BOARD OF PHARMACY AUTHORITY TO REGULATE MEDICAL EQUIPMENT INTENDED FOR USE IN AN INDIVIDUAL'S HOME, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Cunningham for the Committee on Insurance:

H.B. 873, A BILL TO BE ENTITLED AN ACT TO FULFILL THE INTENT OF THE INSURANCE EQUALITY STATUTE BY CORRECTING OMISSIONS IN THAT STATUTE, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 11. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Redwine:

H.B. 1283, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY PROTECTION OF DISASTER RELIEF VOLUNTEERS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Ellis:

H.J.R. 1284, A JOINT RESOLUTION DIRECTING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE ISSUE OF REPRESENTATION OF EXTRATERRITORIALLY ZONED AREAS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives James, Bowman, Culpepper, H. Hunter, and McLawhorn:

H.B. 1285, A BILL TO BE ENTITLED AN ACT TO FUND THE AGRICULTURE AND FORESTRY AWARENESS STUDY COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Kinney, McAllister, Richardson, Spears, and Warner:

H.B. 1286, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR TEEN INVOLVEMENT PROJECTS (TIPS) IN CUMBERLAND COUNTY, is referred to the Committee on Appropriations.

By Representatives Crawford, Burton, Colton, Gottovi, Ives, and Nesbitt:

H.B. 1287, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BREVARD MUSIC CENTER, INC., FOR

RENOVATION OF WHITTINGTON-PFOHL AUDITORIUM, is referred to the Committee on Appropriations.

By Representatives Decker, Arnold, Balmer, Barbee, Bowie, Bowman, Brawley, D. Brown, Brubaker, Cole, Culp, Cummings, DeVane, Dockham, Ellis, Esposito, Gamble, Gardner, Grady, Hayes, Holmes, Howard, Ives, Joye, Justus, Lee, McAllister, McCombs, Mitchell, Nichols, J. Preston, Robinson, Russell, Stewart, Tallent, Warner, and P. Wilson:

H.J.R. 1288, A JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO ENACT LEGISLATION TO AUTHORIZE THE STATES TO RESTRICT THE IMPORTATION OF NONHAZARDOUS SOLID WASTE FROM OUTSIDE THEIR BORDERS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Black, Fitch, and Lemmond:

H.B. 1289, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SALE OF SPIRIT COOLERS CONTAINING NO MORE THAN TEN PERCENT ALCOHOL AT GROCERY STORES AND OTHER RETAIL ESTABLISHMENTS LOCATED IN AREAS THAT HAVE APPROVED THE SALE OF UNFORTIFIED WINE AND TO MAKE SPIRIT COOLERS SUBJECT TO THE SAME MARKETING RESTRICTIONS AS UNFORTIFIED WINE, is referred to the Committee on Judiciary I.

By Representatives Barbee and Hightower:

H.B. 1290, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO STANLY COUNTY FOR THE CONSTRUCTION OF A WOODWORKING SHOP IN THE STANLY COUNTY SENIOR CENTER, is referred to the Committee on Appropriations.

By Representatives Alexander, Barnhill, Bowman, D. Brown, Church, Dickson, Easterling, Esposito, Gardner, Hill, H. Hunter, Ives, Lutz, and Wilmoth:

H.B. 1291, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE FOSTER CARE BOARD RATE, is referred to the Committee on Appropriations.

By Representatives Wilkins, Alphin, Baddour, Black, Gottovi, R. Hunter, Kuczmarski, Lemmond, McLaughlin, McLawhorn, Moore, Wilmoth, and Wright:

H.B. 1292, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA PHYSICIAN FELLOWS PROGRAM, is referred to the Committee on Appropriations.

By Representatives Alexander, Baddour, Barnhill, Bowman, Easterling, Esposito, Gardner, Green, H. Hunter, Ives, Lutz, Nye, and Stamey:

H.B. 1293, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ESTABLISH A FOSTER CARE

REIMBURSEMENT RATE FOR CHILDREN WITH SPECIAL NEEDS AND TO APPROPRIATE FUNDS FOR THE TRAINING OF FOSTER PARENTS, is referred to the Committee on Appropriations.

By Representatives Arnold, D. Brown, Fitch, Mavretic, and Mercer:

H.B. 1294, A BILL TO BE ENTITLED AN ACT REGARDING THE IMMEDIATE AND FINAL USES OF AN APPROPRIATION MADE IN 1988 FOR A FARMER'S MARKET IN ROCKY MOUNT, is referred to the Committee on Appropriations.

By Representatives Judy Hunt, Flaherty, and Wilmoth:

H.B. 1295, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A NEW CLASSROOM AND LABORATORY BUILDING AT THE WATAUGA COUNTY CAMPUS OF CALDWELL COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representatives Green, Alexander, Baddour, Bowman, Cunningham, Easterling, Esposito, Gardner, Hall, H. Hunter, Ives, Lutz, Nye, and Wainwright:

H.B. 1296, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR BLIND AT-RISK CHILDREN AT THE GOVERNOR MOREHEAD SCHOOL, is referred to the Committee on Appropriations.

By Representative H. Hunter:

H.B. 1297, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A SPECIAL BIOTECHNOLOGY PROGRAM INITIATIVE FOR NORTH CAROLINA'S HISTORICALLY BLACK COLLEGES AND UNIVERSITIES, is referred to the Committee on Appropriations.

By Representative H. Hunter:

H.B. 1298, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE CENTER FOR COMMUNITY SELF-HELP TO FURTHER A STATEWIDE DEVELOPMENT BANKING PROGRAM, is referred to the Committee on Appropriations.

By Representatives Hensley, Bowman, and H. Hunter:

H.B. 1299, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR COMMUNITY COORDINATORS TO ESTABLISH AND COORDINATE A SCHOOL SAFETY TASK FORCE IN EACH LOCAL SCHOOL ADMINISTRATIVE UNIT, is referred to the Committee on Appropriations.

By Representatives Hensley, H. Hunter, Luebke, and Stamey:

H.B. 1300, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR ALTERNATIVE PROGRAMS FOR SUSPENDED STUDENTS, is referred to the Committee on Appropriations.

By Representative Lee:

H.J.R. 1301, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF LINDSEY GUY DEWITT AND RECOGNIZING NORTH CAROLINA AS THE NASCAR STOCK CAR RACING CAPITAL OF THE WORLD, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Redwine:

H.B. 1302, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DEPARTMENT OF AGRICULTURE SHALL OPERATE THE SOUTHPORT MARITIME MUSEUM AS A PART OF THE NORTH CAROLINA MARITIME MUSEUM, CONTINGENT ON A DONATION OF THAT MUSEUM TO THE STATE, is referred to the Committee on Appropriations.

By Representatives Spears, Bowman, DeVane, Flaherty, Kinney, McAllister, Nye, Richardson, Stamey, and Warner:

H.J.R. 1303, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY CONSUMER PROTECTION ISSUES IN NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Bowman, Cole, and Stamey:

H.B. 1304, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDING TO DISSEMINATE HOSIERY TECHNOLOGY THROUGH A HOSIERY TECHNOLOGY CENTER UNDER THE SUPERVISION OF THE DEPARTMENT OF COMMUNITY COLLEGES, is referred to the Committee on Appropriations.

By Representatives Bowman and H. Hunter:

H.B. 1305, A BILL TO BE ENTITLED AN ACT TO REVISE THE SALARY SCHEDULES FOR NONCERTIFIED PUBLIC SCHOOL PERSONNEL WHO ARE CLASSIFIED AS OFFICE SUPPORT PERSONNEL, is referred to the Committee on Appropriations.

By Representatives Barnes, Beall, Black, Burton, Colton, Crawford, Easterling, Fitch, Fussell, Gottovi, Green, Hackney, Hensley, Holt, Judy Hunt, H. Hunter, Jeffus, Kennedy, Kuczmarski, Luebke, Michaux, B. Miller, G. Miller, Nesbitt, Oldham, Ramsey, Stamey, Wainwright, and Wilmoth:

H.B. 1306, A BILL TO BE ENTITLED AN ACT TO SET A WAGE FLOOR FOR THE LOWEST PAID STATE EMPLOYEES, is referred to the Committee on Appropriations.

By Representatives Lee and Nesbitt (Co-Sponsors):

H.B. 1307, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN INCREASE TO RETIREES OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, AND THE

LEGISLATIVE RETIREMENT SYSTEM, AND TO INCREASE THE RETIREMENT FORMULA WITH ADJUSTING INCREASE TO RETIREES OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, is referred to the Committee on Pensions and Retirement.

By Representatives Alphin, Alexander, Baddour, Barnes, Black, Bowen, Bowie, Bowman, Braswell, D. Brown, Burton, Church, Cummings, DeVane, Easterling, Edwards, Esposito, Fitch, Gamble, Gist, Gottovi, Grady, Griffin, Hackney, Hall, Hensley, Hightower, Hill, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, James, Jarrell, Jeffus, Jenkins, Joye, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Moore, Nesbitt, Nye, Ramsey, Redwine, Richardson, Russell, Smith, Spears, Stamey, Sutton, Wilkins, Wilmoth, and Wright:

H.B. 1308, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR PUBLIC SCHOOL ACCESS TO LEARNING LINK, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 184**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO DIRECT THE UNIVERSITY OF NORTH CAROLINA TO DETERMINE THE APPROPRIATE ECONOMIC DEVELOPMENT ROLE OF EXTENSION ACTIVITIES, is read the first time and referred to the Committee on Business and Labor.

Committee Substitute for **S.B. 220**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE SECRETARY OF CRIME CONTROL AND PUBLIC SAFETY TO ESTABLISH A WRECKER SERVICE SYSTEM AND TO CREATE A MISDEMEANOR OFFENSE RELATED TO TOWING SOLICITATIONS, is read the first time and referred to the Committee on Transportation.

Committee Substitute for **S.B. 289**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE RELATING TO THE MONITORING AND REPORTING OF STATE EMPLOYEE PERFORMANCE PAY INCREASES TO ENSURE NONDISCRIMINATORY PAY PRACTICES, is read the first time and referred to the Committee on Public Employees.

Committee Substitute for **S.B. 311**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING THE ESTABLISHMENT OF AN ANNUAL OPINION SURVEY OF STATE EMPLOYEES, is read the first time and referred to the Committee on Public Employees.

S.B. 658, A BILL TO BE ENTITLED AN ACT TO EXPAND THE PROPERTY TAX EXEMPTION FOR COMPUTER SOFTWARE, is read the first time and referred to the Committee on Finance.

S.B. 750, A BILL TO BE ENTITLED AN ACT TO ALLOW PUBLIC AND STATE HOSPITALS TO DONATE SURPLUS MEDICAL EQUIPMENT TO NONPROFIT CORPORATIONS OR GOVERNMENT AGENCIES WHICH WILL DISTRIBUTE THE PROPERTY TO HOSPITALS AND HEALTH AGENCIES IN OTHER COUNTRIES, is read the first time and referred to the Committee on Health and Human Services.

S.B. 868, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE LIQUIDATION OF ASSETS OF CERTAIN DISSOLVED CORPORATIONS WITHOUT REQUIRING COURT INVOLVEMENT, is read the first time and referred to the Committee on Courts and Justice.

Committee Substitute for **S.B. 875**, A BILL TO BE ENTITLED AN ACT TO REGULATE INTERBASIN TRANSFERS, is read the first time and referred to the Committee on Environment.

Committee Substitute for **S.B. 892**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A DELINQUENT JUVENILE ON PROBATION AND REQUIRED TO ATTEND SCHOOL AS A CONDITION OF PROBATION BE REQUIRED TO MAINTAIN A PASSING GRADE IN FOUR COURSES, is read the first time and referred to the Committee on Judiciary III.

S.B. 982, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PRISON POPULATION CAP, is read the first time and referred to the Committee on Judiciary III.

CALENDAR

Action is taken on the following:

UNFINISHED BUSINESS OF THE PRECEDING DAY

H.B. 416, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ISSUANCE OF NEW SHELLFISH CULTIVATION LEASES IN CORE SOUND.

Concurrence in Senate Amendment No. 2 is pending.

On motion of Representative Smith, the House does not concur in Senate Amendment No. 2 and conferees are requested.

CALENDAR (continued)

Committee Substitute No. 2 for **H.B. 398**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF HIGH POINT AND TO ALLOW HIGH POINT TO TAKE PROSPECTIVE TAX REVENUES INTO ACCOUNT WHEN TRANSFERRING CERTAIN PROPERTY HELD FOR ECONOMIC DEVELOPMENT, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alphin, Arnold, Baddour, Balmer, Barnhill, Beall, Berry, Bowie, Bowman, Brawley, Burton, Church, Cole, Creech, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dockham, Easterling, Edwards, Esposito, Flaherty, Fussell, Gardner, Gottovi, Grady, Gray, Griffin, Hall, Hayes, Hill, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kuczmarski, Luebke, Lutz, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nesbitt, Nichols, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Spears, Sutton, G. Thompson, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 72.

Voting in the negative: None.

Excused absences: Representatives Barbee, D. Brown, Brubaker, Diamont, Dickson, Gamble, Green, Howard, Kennedy, Lemmond, McAllister, Miner, Oldham, Stewart, Tallent, and Warner - 16.

H.B. 743, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE MERGER OF THE TOWNS OF HAZELWOOD AND WAYNESVILLE.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Alphin, Arnold, Balmer, Barnhill, Beall, Berry, Bowie, Bowman, Brawley, Burton, Church, Cole, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dockham, Easterling, Edwards, Flaherty, Fussell, Gardner, Gottovi, Grady, Gray, Griffin, Hensley, Hightower, Hill, R. Hunter, Ives, Jarrell, Jenkins, Joye, Justus, Kuczmarski, Luebke, Lutz, McCombs, McLawhorn, Mercer, Michaux, G. Miller, Mitchell, Moore, Morgan, Nichols, Nye, C. Preston, J. Preston, Ramsey, Redwine, Rogers, Smith, Spears, Stamey, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 67.

Voting in the negative: None.

Excused absences: Representatives Barbee, D. Brown, Brubaker, Diamont, Dickson, Gamble, Green, Howard, Kennedy, Lemmond, McAllister, Miner, Oldham, Stewart, Tallent, and Warner - 16.

H.B. 734, A BILL TO BE ENTITLED AN ACT TO ALLOW ANNEXATION OF A DESCRIBED PIECE OF PROPERTY TO THE TOWN OF OLD FORT, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alphin, Arnold, Baddour, Balmer, Barnhill, Beall, Berry, Bowen, Bowie, Bowman, Brawley, J. Brown, Burton, Church, Cole, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Dockham, Easterling, Edwards, Ellis, Esposito, Flaherty, Fussell, Gardner, Gottovi, Grady, Gray, Griffin, Hall, Hayes, Hensley, Hightower, Hill, Holt, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kuczmarski, Lee, Luebke, Lutz, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye,

C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stamey, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 83.

Voting in the negative: None.

Excused absences: Representatives Barbee, D. Brown, Brubaker, Diamont, Dickson, Gamble, Green, Howard, Kennedy, Lemmond, McAllister, Miner, Oldham, Stewart, Tallent, and Warner - 16.

H.B. 811, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE BOUNDARIES OF THE TOWN OF ATLANTIC BEACH INCLUDE AN AREA KNOWN AS THE POCKET, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alphin, Arnold, Baddour, Balmer, Barnhill, Beall, Berry, Bowen, Bowie, Bowman, Brawley, J. Brown, Burton, Church, Cole, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Dockham, Easterling, Edwards, Ellis, Esposito, Flaherty, Fussell, Gardner, Gottovi, Grady, Gray, Griffin, Hall, Hayes, Hensley, Hightower, Hill, Holt, Jack Hunt, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kuczmarski, Lee, Luebke, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nesbitt, Nichols, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stamey, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 81.

Voting in the negative: None.

Excused absences: Representatives Barbee, D. Brown, Brubaker, Diamont, Dickson, Gamble, Green, Howard, Kennedy, Lemmond, McAllister, Miner, Oldham, Stewart, Tallent, and Warner - 16.

Committee Substitute for **H.B. 847**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE TO AUTHORIZE THE CONSTRUCTION, DESIGN, AND OPERATION OF SLUDGE MANAGEMENT FACILITIES, passes its second reading, by electronic vote (86-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

SPEAKER BLUE PRESIDING.

Committee Substitute for **H.B. 606**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A FEE FOR THE ACCREDITATION AND RENEWAL OF ACCREDITATION OF REINSURANCE COMPANIES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Bowen, Bowie, Bowman, J. Brown, Burton, Church, Cole, Colton, Culpepper, Cummings, Cunningham, Daughtry, Dockham, Easterling, Ellis, Esposito, Fitch, Flaherty, Gardner, Gottovi, Grady, Gray,

Hackney, Hayes, Hensley, Hightower, Hill, Holt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kuczmarski, Lee, Luebke, McCrary, McLawhorn, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, C. Preston, J. Preston, Ramsey, Redwine, Rogers, Russell, Smith, Spears, Stamey, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 78.

Voting in the negative: Representatives Creech and Decker - 2.

Excused absences: Representatives Barbee, D. Brown, Brubaker, Diamont, Dickson, Gamble, Green, Howard, Kennedy, Lemmond, McAllister, Miner, Oldham, Stewart, Tallent, and Warner - 16.

Committee Substitute No. 2 for **H.B. 382**, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES REGULATING PROFESSIONAL ENGINEERS AND LAND SURVEYORS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Bowen, Bowie, Bowman, Brawley, J. Brown, Burton, Church, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Holt, Jack Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Kuczmarski, Luebke, Lutz, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stamey, Sutton, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 89.

Voting in the negative: None.

Excused absences: Representatives Barbee, D. Brown, Brubaker, Diamont, Dickson, Gamble, Green, Howard, Kennedy, Lemmond, McAllister, Miner, Oldham, Stewart, Tallent, and Warner - 16.

Committee Substitute for **H.B. 567**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ISSUANCE OF REPLACEMENT DATA PLATES FOR LP-GAS TANKS, TO PROVIDE CIVIL PENALTIES FOR VIOLATIONS OF THE LAWS REGARDING LP-GAS, AND TO PROVIDE FOR SUSPENSION OR REVOCATION OF AN LP-GAS DEALER'S REGISTRATION FOR VIOLATIONS OF THESE LAWS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Bowen, Bowie, Bowman, Brawley, J. Brown, Burton, Church, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gardner, Gottovi, Grady, Gray, Griffin,

Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Joye, Justus, Kuczmarski, Lee, Luebke, Lutz, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nichols, Nye, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Sutton, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 91.

Voting in the negative: None.

Excused absences: Representatives Barbee, D. Brown, Brubaker, Diamont, Dickson, Gamble, Green, Howard, Kennedy, Lemmond, McAllister, Miner, Oldham, Stewart, Tallent, and Warner - 16.

H.B. 495, A BILL TO BE ENTITLED AN ACT TO MAKE OMNIBUS AND TECHNICAL CHANGES TO THE SAVINGS INSTITUTIONS LAWS.

Representative Hackney offers Amendment No. 1 which is adopted by electronic vote (91-0).

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnhill, Beall, Berry, Bowen, Bowie, Bowman, Brawley, J. Brown, Burton, Church, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Dockham, Easterling, Edwards, Ellis, Esposito, Flaherty, Fussell, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hayes, Hensley, Hightower, Hill, Holt, Jack Hunt, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kuczmarski, Lee, Luebke, Lutz, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Spears, Stamey, Sutton, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 88.

Voting in the negative: None.

Excused absences: Representatives Barbee, D. Brown, Brubaker, Diamont, Dickson, Gamble, Green, Howard, Kennedy, Lemmond, McAllister, Miner, Oldham, Stewart, Tallent, and Warner - 16.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Stamey for the Committee on Transportation:

H.B. 621, A BILL TO BE ENTITLED AN ACT REGARDING COUPLING DEVICES FOR TRAILERS AND TOWED VEHICLES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 11. The original bill is placed on the Unfavorable Calendar.

By Representative Nesbitt for the Committee on Appropriations:

Committee Substitute for **H.B. 153**, A BILL TO BE ENTITLED AN ACT TO CREATE A RAIL COUNCIL WITHIN THE DEPARTMENT OF TRANSPORTATION AND TO BROADEN THE AUTHORITY OF THE BOARD OF TRANSPORTATION, with a favorable report, as amended.

Committee Substitute for **H.B. 257**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE EDUCATIONAL LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE CONCERNING SCHOOL ADMINISTRATOR PROGRAMS AT THE CONSTITUENT UNIVERSITY OF NORTH CAROLINA INSTITUTIONS, with a favorable report.

Committee Substitute No. 2 for **H.B. 284**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE EDUCATIONAL LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO ESTABLISH AN INDEPENDENT STANDARDS BOARD FOR SCHOOL ADMINISTRATION AND TO ALLOW THAT BOARD TO CHARGE EXAMINATION FEES, with a favorable report.

SUBCOMMITTEE REFERRAL

Representative Stamey, Chair for the Standing Committee on Transportation, refers:

H.B. 1005, A BILL TO BE ENTITLED AN ACT TO REGULATE FUNERAL PROCESSIONS AND TO CODIFY THE RULES OF THE ROAD WITH REGARD TO FUNERAL PROCESSIONS, to the Permanent Subcommittee on Highways.

CALENDAR (continued)

H.B. 1131, A BILL TO BE ENTITLED AN ACT TO DIRECT THE GOVERNOR'S COMMISSION ON WORK FORCE PREPAREDNESS TO STUDY THE NEED FOR GRANT FUNDS FOR STATE LITERACY PROGRAMS.

The bill, as amended, passes its third reading, by electronic vote (93-0), and is ordered engrossed and sent to the Senate.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative R. Hunter and without objection, **H.B. 539**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA BUSINESS CORPORATION ACT AND TO AMEND G.S. 54-139 RELATING TO FOREIGN COOPERATIVE CORPORATIONS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is withdrawn from the Calendar and placed on the Calendar of May 10.

CALENDAR (continued)

H.B. 922, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RULES ADOPTED BY THE COMMISSION FOR HEALTH SERVICES PERTAINING TO PUBLIC SWIMMING POOLS APPLY TO POOLS CONSTRUCTED OR REMODELED ON OR AFTER A CERTAIN DATE.

The bill, as amended, passes its third reading, by electronic vote (87-0), and is ordered engrossed and sent to the Senate.

Committee Substitute for **H.B. 358**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS OF THE CHILD FATALITY TASK FORCE TO ENCOURAGE PROSECUTORIAL CHILD PROTECTION INITIATIVES, passes its second reading, by electronic vote (91-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 726**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CARTERET COUNTY BOARD OF COMMISSIONERS FROM FIVE TO SEVEN MEMBERS AND REAPPORTION THE NOMINATION AND ELECTION DISTRICTS, passes its second reading by electronic vote (86-0).

Representative J. Preston objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **H.B. 636**, A BILL TO BE ENTITLED AN ACT CONCERNING THE PROCEDURE FOR ADOPTING RULES FOR UNDERWATER ARCHAEOLOGY SITES, passes its second reading, by electronic vote (94-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 221**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL WORKERS IN ALL "NONREGISTERED" DAY CARE THAT RECEIVES REIMBURSEMENT FROM THE STATE RECEIVE REGULARLY UPDATED PEDIATRIC CPR TRAINING.

Representative H. Hunter calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading by electronic vote (59-34).

Representative Mercer objects to the third reading. The bill remains on the Calendar.

CONFEREES APPOINTED

The Speaker announces the following conferees on **H.B. 416**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ISSUANCE OF NEW SHELLFISH CULTIVATION LEASES IN CORE SOUND: Representatives Smith, Grady, and Wainwright.

The Senate is so notified by Special Message.

CALENDAR (continued)

Committee Substitute for **H.B. 1053**, A BILL TO BE ENTITLED AN ACT TO LIMIT THE CONSTRUCTION OF BILLBOARDS TO PROMOTE THE SAFETY AND RECREATIONAL VALUE OF PUBLIC TRAVEL, AND TO ENHANCE NATURAL BEAUTY.

On motion of Representative Ramsey, further consideration of the bill is postponed until May 10.

H.B. 817, A BILL TO BE ENTITLED AN ACT TO REMOVE THE STATE AUDITOR FROM THE STATE FIRE AND RESCUE COMMISSION, passes its second reading, by electronic vote (87–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 720, A BILL TO BE ENTITLED AN ACT TO INCREASE THE INCOME TAX CREDIT FOR CHILD AND DEPENDENT CARE EXPENSE FOR FAMILIES WITH INCOME BELOW FORTY THOUSAND DOLLARS A YEAR.

On motion of Representative G. Miller, Committee Amendment No. 1 is adopted.

Representative Balmer offers Amendment No. 2.

On motion of Representative G. Miller, seconded by Representative Barnes, Amendment No. 2 is tabled by electronic vote (53–36).

The bill, as amended, passes its second reading by electronic vote (90–0).

Representative Justus objects to the third reading. The bill remains on the Calendar.

H.B. 1149, A BILL TO BE ENTITLED AN ACT TO AMEND THE MEDICAL PRACTICE ACT AS IT RELATES TO ORAL SURGERY.

On motion of Representative Alexander, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (81–0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Hensley for the Committee on Judiciary III:

H.B. 158, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL FOR A PARENT TO ALLOW A MINOR CHILD TO

POSSESS OR CARRY A WEAPON ON SCHOOL PROPERTY, with an unfavorable report.

H.B. 858, A BILL TO BE ENTITLED AN ACT TO MAKE IT A MISDEMEANOR FOR A PERSON UNDER EIGHTEEN YEARS OF AGE TO POSSESS OR CARRY A HANDGUN AND TO MAKE IT A MISDEMEANOR TO SELL OR TRANSFER ANY HANDGUN TO A PERSON WHO IS UNDER EIGHTEEN YEARS OF AGE, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 11. The original bill is placed on the Unfavorable Calendar.

H.B. 419, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT EVIDENCE THAT A MOTOR VEHICLE PASSED A STOPPED SCHOOL BUS IS PRIMA FACIE EVIDENCE THAT THE OWNER OF THE VEHICLE WAS OPERATING IT AT THE TIME OF THE VIOLATION, with a favorable report.

H.B. 823, A BILL TO BE ENTITLED AN ACT REGULATING THE POSSESSION OF FIREARMS IN WAKE COUNTY WHILE UNDER THE INFLUENCE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 11. The original bill is placed on the Unfavorable Calendar.

H.B. 877, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF COIN-OPERATED MACHINES, VIDEO GAMES, AND DEVICES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 11. The original bill is placed on the Unfavorable Calendar.

H.B. 958, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR HOMEOWNER AND CONDOMINIUM ASSOCIATION LIENS, with a favorable report, as amended.

H.B. 1008, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CLASS I FELONY TO POSSESS OR CARRY A FIREARM ON SCHOOL PROPERTY OR TO ALLOW A MINOR TO POSSESS OR CARRY A WEAPON ON SCHOOL PROPERTY, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 11. The original bill is placed on the Unfavorable Calendar.

H.B. 757, A BILL TO BE ENTITLED AN ACT CONCERNING PUBLIC-PRIVATE REIMBURSEMENT AGREEMENTS FOR INFRASTRUCTURE DEVELOPMENT BY THE TOWN OF GARNER, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 11. The original bill is placed on the Unfavorable Calendar.

H.B. 863, A BILL TO BE ENTITLED AN ACT TO INCLUDE WEARING A UNIFORM TO FALSELY REPRESENT ONESELF AS A LAW-ENFORCEMENT OFFICER IN THE LIST OF OFFENSES THAT CONSTITUTE THE IMPERSONATION OF A LAW-ENFORCEMENT OFFICER AND TO RAISE SOME OF THOSE OFFENSES FROM MISDEMEANORS TO FELONIES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 11. The original bill is placed on the Unfavorable Calendar.

H.B. 991, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE RECOGNITION AND ENFORCEMENT IN NORTH CAROLINA OF CERTAIN JUDGMENTS RENDERED BY COURTS IN FOREIGN COUNTRIES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 11. The original bill is placed on the Unfavorable Calendar.

WITHDRAWAL OF BILL FROM CALENDAR

Representative Hensley moves to suspend Rule 36(a) and withdraw Committee Substitute for **H.B. 1008**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CLASS I FELONY TO POSSESS OR CARRY A FIREARM ON SCHOOL PROPERTY OR TO ALLOW A MINOR TO POSSESS OR CARRY A WEAPON ON SCHOOL PROPERTY, from the Calendar of May 11 and place it on the Calendar of May 10.

The motion fails, by electronic vote (38-38), and the bill remains on the Calendar of May 11.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative R. Hunter for the Committee on Judiciary II:

H.B. 20, A BILL TO BE ENTITLED AN ACT TO MAKE EMPLOYEES PERSONALLY LIABLE FOR COSTS ASSOCIATED WITH STATE CONTRACTS ENTERED INTO IN VIOLATION OF PURCHASE AND CONTRACT LAWS AND RULES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 11. The original bill is placed on the Unfavorable Calendar.

H.B. 356, A BILL TO BE ENTITLED AN ACT TO MAKE THE PRESENCE OF A CHILD UNDER THE AGE OF SIXTEEN IN A VEHICLE DRIVEN BY A PERSON CONVICTED OF DRIVING WHILE IMPAIRED A GROSSLY AGGRAVATING FACTOR IN SENTENCING, with a favorable report.

H.B. 625, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE DEFINITION OF "NEGLECTED" JUVENILE, with a favorable report, as amended.

H.B. 659, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COMMISSIONER OF LABOR TO FILE AS JUDGMENTS FINAL ORDERS ASSESSING CIVIL MONEY PENALTIES UNDER THE WAGE AND HOUR ACT, with a favorable report, as amended.

H.B. 754, A BILL TO BE ENTITLED AN ACT TO REQUIRE MANDATORY ACTIVE JAIL SENTENCES FOR PERSONS CONVICTED OF DRIVING WHILE IMPAIRED WITH BLOOD ALCOHOL LEVELS OF MORE THAN FIFTEEN HUNDREDTHS PERCENT, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

On motion of Representative R. Hunter, pursuant to Rule 36.3, the committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 837, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF WRIGHTSVILLE BEACH TO EXERCISE THE POWER OF EMINENT DOMAIN FOR PURPOSES OF ENGAGING IN BEACH EROSION CONTROL AND FLOOD AND HURRICANE PROTECTION WORKS, with a favorable report.

H.B. 1089, A BILL TO BE ENTITLED AN ACT RELATING TO THE DEFINITION OF PYROTECHNICS UNDER CHAPTER 14 OF THE NORTH CAROLINA GENERAL STATUTES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 11. The original bill is placed on the Unfavorable Calendar.

H.B. 1169, A BILL TO BE ENTITLED AN ACT TO ALLOW PERSONS TO OBTAIN A PERMIT TO CARRY A CONCEALED WEAPON AFTER MEETING CERTAIN QUALIFICATIONS, TO CREATE CERTAIN MISDEMEANOR OFFENSES RELATED TO CONCEALED WEAPONS PERMITS, AND TO INCREASE THE PUNISHMENT FOR THE CURRENT OFFENSE OF CARRYING CONCEALED WEAPONS, with an unfavorable report.

By Representatives Barnes for the Committee on Education:

H.B. 227, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE COMPULSORY ATTENDANCE LAW, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 537, A BILL TO BE ENTITLED AN ACT TO ESTABLISH PREKINDERGARTEN PROGRAMS IN THE PUBLIC SCHOOLS,

with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 562, A BILL TO BE ENTITLED AN ACT TO PERMIT TEACHERS TO CONVERT SOME ANNUAL LEAVE DAYS LOST DUE TO STAFF DEVELOPMENT AND TRAINING ACTIVITIES TO SICK LEAVE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 971, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE MANNER IN WHICH LOCAL SCHOOL IMPROVEMENT PLANS ARE ADOPTED AND IMPLEMENTED, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 11. The original bill is placed on the Unfavorable Calendar.

H.B. 1092, A BILL TO BE ENTITLED AN ACT TO REQUIRE JUVENILE COURT COUNSELORS TO NOTIFY SCHOOL OFFICIALS WHEN A JUVENILE ADJUDICATED DELINQUENT FOR A VIOLENT OFFENSE IS ORDERED TO ATTEND SCHOOL AS A CONDITION OF PROBATION, with a favorable report as to committee substitute bill, as amended, which changes the title, unfavorable as to original bill.

The committee substitute bill, as amended, is placed on the Calendar for May 11. The original bill is placed on the Unfavorable Calendar.

By Representative Michaux for the Committee on Judiciary I:

H.B. 977, A BILL TO BE ENTITLED AN ACT TO AMEND THE ENTRY OF JUDGMENT RULE, RULE 58 OF THE RULES OF CIVIL PROCEDURE, AS REQUESTED BY THE NORTH CAROLINA BAR ASSOCIATION, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 11. The original bill is placed on the Unfavorable Calendar.

H.B. 978, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE LAWS PERTAINING TO ALIMONY, AS RECOMMENDED BY THE FAMILY LAW SECTION OF THE NORTH CAROLINA BAR ASSOCIATION, with a favorable report.

H.B. 1115, A BILL TO BE ENTITLED AN ACT TO PROVIDE A CIVIL ACTION REMEDY FOR PERSONS WHO ARE SEXUALLY EXPLOITED BY THEIR PSYCHOTHERAPIST, with a favorable report, as amended.

H.B. 983, A BILL TO BE ENTITLED AN ACT TO PROVIDE A WAITING PERIOD FOR ISSUANCE OF A PISTOL PERMIT, TO LIMIT A PERSON TO ONE PERMIT IN ANY CALENDAR YEAR, AND TO PROVIDE THAT PISTOL PERMITS ARE ISSUED BY THE SHERIFF IN ALL COUNTIES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 11. The original bill is placed on the Unfavorable Calendar.

By Representative Gottovi for the Committee on Environment:

H.B. 1118, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT LOCAL UNANIMITY IS NOT A PREREQUISITE TO A WATER SUPPLY WATERSHED RECLASSIFICATION, with a favorable report, as amended.

Committee Substitute for **S.B. 100**, A BILL TO BE ENTITLED AN ACT TO VEST AUTHORITY IN THE SECRETARY OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO GRANT SHELLFISH CULTIVATION LEASES, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Beall for the Permanent Subcommittee on Labor Relations and Employment of the Standing Committee on Business and Labor, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 53, A BILL TO BE ENTITLED AN ACT TO ENTITLE EMPLOYEES TO FAMILY AND MEDICAL LEAVE, with a favorable report as to committee substitute bill, unfavorable as to original bill and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 504, A BILL TO BE ENTITLED AN ACT TO CLARIFY RECORD PROTECTION DURING ONGOING OSHA INVESTIGATIONS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 11. The original bill is placed on the Unfavorable Calendar.

H.B. 599, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENT OF NOTICE TO EMPLOYEES ABOUT WAGE AND HOUR TERMS OF EMPLOYMENT, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 11. The original bill is placed on the Unfavorable Calendar.

By Representative H. Hunter for the Committee on Children, Youth and Families:

H.B. 349, A BILL TO BE ENTITLED AN ACT TO LOWER THE STAFF/CHILD RATIOS AND GROUP SIZE FOR INFANTS AND TODDLERS IN CHILD CARE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 718, A BILL TO BE ENTITLED AN ACT TO DEVELOP AND ESTABLISH EARLY CHILDHOOD INITIATIVES, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Hightower for the Committee on State Government:

H.B. 1142, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA SUBSTANCE ABUSE PROFESSIONALS CERTIFICATION ACT, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 11. The original bill is placed on the Unfavorable Calendar.

By Representative Hightower, Chair of the Standing Committee on State Government for Representative Stewart, Chair of the Permanent Subcommittee on State Parks, Facilities and Property of the Standing Committee on State Government:

H.B. 22, A BILL TO BE ENTITLED AN ACT DIRECTING THE DIVISION OF PURCHASE AND CONTRACT TO MONITOR PURCHASING ACTIVITY MORE CLOSELY, with a favorable report.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Hightower and without objection, Committee Substitute for **H.B. 1142**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA SUBSTANCE ABUSE PROFESSIONALS CERTIFICATION ACT, is withdrawn from the Calendar of May 11 and re-referred to the Committee on Finance.

REPORT OF STANDING COMMITTEE AND PERMANENT SUBCOMMITTEE

The following report from permanent subcommittee is presented:

By Representative H. Hunter, Vice-Chair for the Permanent Subcommittee on Human Services of the Standing Committee on Health and Human Services, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 1122, A BILL TO BE ENTITLED AN ACT TO DIRECT THE HEALTH SERVICES COMMISSION TO ADOPT RULES RESTRICTING THE OFFERING OF UNWRAPPED FOOD SAMPLES, with a favorable report.

On motion of Representative Jack Hunt, seconded by Representative Jenkins, the House adjourns at 2:30 p.m. to reconvene Monday, May 10, 1993, at 7:00 p.m.

SIXTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Monday, May 10, 1993

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

The Speaker leads the members in the Pledge of Allegiance.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 7 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Crawford, Diamont, Dockham, James, Lemmond, McCrary, and Warner for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 753, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW RELATING TO ACQUISITION BY THE TOWN OF CARY OF STREET RIGHT-OF-WAY OUTSIDE THE CORPORATE LIMITS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 12. The original bill is placed on the Unfavorable Calendar.

By Representative Michaux for the Committee on Judiciary I:

H.B. 1050, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE DNA DATABASE AND DATABANK ACT OF 1993, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 12. The original bill is placed on the Unfavorable Calendar.

By Representative Jeffus for the Permanent Subcommittee on Aging of the Standing Committee on Health and Human Services, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 959, A BILL TO BE ENTITLED AN ACT FOR THE APPOINTMENT OF TEMPORARY MANAGERS FOR LONG-TERM CARE FACILITIES AND DOMICILIARY HOMES, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

Representative Jeffus further reports:

H.B. 1147, A BILL TO BE ENTITLED AN ACT TO SPECIFY THE EFFECT OF CERTAIN TRANSFERS ON ELIGIBILITY FOR STATE MEDICAL ASSISTANCE FOR LONG-TERM CARE, to the Standing Committee on Health and Human Services, with a favorable recommendation as to proposed committee substitute bill, unfavorable as to original bill.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Michaux and without objection, Committee Substitute for **H.B. 1050**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE DNA DATABASE AND DATABANK ACT OF 1993, is withdrawn from the Calendar of May 12 and re-referred to the Committee on Appropriations.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from permanent subcommittee is presented:

By Representative Stewart for the Permanent Subcommittee on State Parks, Facilities and Property of the Standing Committee on State Government, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 883, A BILL TO BE ENTITLED AN ACT TO EXEMPT MECKLENBURG COUNTY FROM PROVISIONS OF THE NORTH CAROLINA BUILDING CODE THAT REQUIRE BUILDING INSPECTION DEPARTMENTS TO REVIEW RESIDENTIAL PLANS, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Stamey, Fussell, Hall, Kuczmarski, B. Miller, Nesbitt, Richardson, and Spears:

H.J.R. 1309, A JOINT RESOLUTION TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE APPLICATION OF CHIROPRACTIC CARE FOR THE COST-EFFECTIVE DELIVERY OF HEALTH CARE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Warner, Bowman, Hall, and Spears:

H.B. 1310, A BILL TO BE ENTITLED AN ACT TO PROVIDE A TAX CREDIT FOR EMPLOYERS WHO HIRE COOPERATIVE EDUCATION STUDENTS, is referred to the Committee on Finance.

By Representatives Jack Hunt and James (Co-Sponsors); Culpepper, Hall, Lutz, and Rogers:

H.B. 1311, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WHEN FARMLAND THAT IS TAXED ON THE BASIS OF ITS PRESENT USE VALUE IS CONVEYED BY THE OWNER TO THE LESSEE WHO WAS ALREADY CULTIVATING THE LAND, THERE IS NO ROLLBACK OF DEFERRED TAXES, is referred to the Committee on Finance.

By Representatives Baddour, Bowman, Braswell, Colton, and Nesbitt:

H.B. 1312, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF ELEVEN MILLION FOUR HUNDRED THOUSAND DOLLARS GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS, WITH ANY OTHER AVAILABLE FUNDS, FOR CAPITAL IMPROVEMENTS FOR FACILITIES FOR THE HEAD START PROGRAM, is referred to the Committee on Finance.

By Representatives Kuczmarski, Black, Bowman, Fitch, Fussell, Hall, Holt, H. Hunter, Lemmond, Luebke, B. Miller, Russell, Smith, Stamey, and Warner:

H.B. 1313, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SALARY SCHEDULE FOR PERSONNEL OF THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM, is referred to the Committee on Education.

By Representatives Kuczmarski, Fussell, Hensley, B. Miller, and Stamey:

H.B. 1314, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR PARTNERS OF WAKE COUNTY'S PROGRAM FOR TROUBLED YOUTH, is referred to the Committee on Appropriations.

By Representatives Kuczmarski, Bowman, Cole, Esposito, Fussell, Gardner, Hall, and B. Miller:

H.B. 1315, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE TRANSITION AND SUPPORT FOR DEAF AND HARD-OF-HEARING STUDENTS USING CUED SPEECH IN MAINSTREAM-EDUCATION PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Kuczmarski, Black, Bowman, Cole, Fitch, Fussell, Gardner, Hall, Hensley, Holt, H. Hunter, Lemmond, Luebke, Smith, Stamey, and Warner:

H.B. 1316, A BILL TO BE ENTITLED AN ACT TO REQUIRE A DETERMINATION OF THE APPROPRIATE READING/WRITING MEDIUM FOR EACH VISUALLY IMPAIRED STUDENT, is referred to the Committee on Education.

By Representatives Colton, Bowman, Braswell, Burton, Crawford, Holt, and Nesbitt:

H.B. 1317, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE AND SUSTAIN THE CAPACITY OF NONPROFIT HOUSING DEVELOPERS TO PRODUCE AFFORDABLE HOUSING, is referred to the Committee on Appropriations.

By Representative Colton:

H.B. 1318, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA SOLAR CENTER, is referred to the Committee on Appropriations.

By Representative Ramsey:

H.J.R. 1319, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY PILOT PROGRAMS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Hill and Bowman:

H.B. 1320, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE CEMETERY COMMISSION AND THE REGULATION OF CEMETERIES IN THIS STATE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Bowman:

H.B. 1321, A BILL TO BE ENTITLED AN ACT TO REQUIRE A FISCAL NOTE FOR ANY LEGISLATION INTRODUCED THAT REASONABLY APPEARS TO HAVE AN ANNUAL FISCAL IMPACT OF ONE THOUSAND DOLLARS OR MORE ON THE STATE'S BUDGET, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Bowman and Cole:

H.B. 1322, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE ALAMANCE COUNTY DISPUTE SETTLEMENT CENTER, is referred to the Committee on Appropriations.

By Representative Balmer:

H.B. 1323, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR REVENUE FAIRNESS, TO MAKE BASE BUDGET AND EXPANSION BUDGET APPROPRIATIONS FROM THE GENERAL FUND FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS AND AGENCIES, AND TO EFFECT OTHER CHANGES TO THE OPERATION OF STATE GOVERNMENT, is referred to the Committee on Finance.

By Representatives Beall and Bowman:

H.J.R. 1324, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE ADVISABILITY OF PROTECTING PURCHASERS OF USED MOTOR VEHICLES AND OF EXTENDING WARRANTIES TO THE SALE OR LEASE OF USED MOTOR VEHICLES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Nesbitt, Colton, and Crawford:

H.B. 1325, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A NEW WING AT THE BLACK MOUNTAIN CORRECTIONAL CENTER FOR WOMEN, is referred to the Committee on Appropriations.

By Representatives Luebke, Kuczmarski, Michaux, G. Miller, and Stamey:

H.B. 1326, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CITY OF DURHAM LEIGH FARM PARK, is referred to the Committee on Appropriations.

By Representative Baddour:

H.B. 1327, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE SOCIAL WORKERS' EDUCATION LOAN FUND AND TO APPROPRIATE FUNDS FOR ITS IMPLEMENTATION, is referred to the Committee on Health and Human Services.

By Representative Baddour:

H.B. 1328, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF THE SECRETARY OF STATE FOR ADDITIONAL STAFF, is referred to the Committee on Appropriations.

By Representative Baddour:

H.B. 1329, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE OFFICE OF STATE PERSONNEL FOR A CLASSIFICATION AND COMPENSATION STUDY AND A HUMAN RESOURCES MONITORING PROGRAM, is referred to the Committee on Appropriations.

By Representative Baddour:

H.B. 1330, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE OFFICE OF THE STATE CONTROLLER

FOR THE INFORMATION RESOURCE MANAGEMENT COMMISSION, is referred to the Committee on Appropriations.

By Representative Baddour:

H.B. 1331, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR DEPARTMENT OF HUMAN RESOURCES PROGRAMS, is referred to the Committee on Appropriations.

By Representatives DeVane, Bowman, Crawford, and Culp:

H.B. 1332, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NORTH CAROLINA PARK AUTHORITY, TO ESTABLISH A PARK FUND OF NORTH CAROLINA FOR LAND ACQUISITION AND CAPITAL PROJECTS AT STATE PARKS AND CITY AND COUNTY PARKS, AND TO FUND THE PARK FUND OF NORTH CAROLINA PRIMARILY FROM THE DEED STAMP TAX, is referred to the Committee on Environment.

By Representatives DeVane and Bowman:

H.B. 1333, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF LABOR FOR ADDITIONAL STAFF AND EQUIPMENT, is referred to the Committee on Appropriations.

By Representative Bowman:

H.B. 1334, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF LABOR FOR EXPANSION OF COMPUTERIZED LINKAGE OF STATEWIDE INFORMATION AND RESOURCE CAPABILITIES, is referred to the Committee on Appropriations.

By Representative Wright:

H.B. 1335, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE HUMAN RABIES VACCINE AND RABIES IMMUNE GLOBULIN FOR THE MEDICALLY INDIGENT, is referred to the Committee on Appropriations.

By Representative Creech:

H.B. 1336, A BILL TO BE ENTITLED AN ACT TO PROVIDE THE REMAINDER OF THE PARTIAL RELIEF ALLOWED IN 1990 TO SUBCHAPTER S CORPORATIONS FOR LOSS CARRYFORWARDS, is referred to the Committee on Finance.

By Representatives Hall, Berry, Creech, Cunningham, Hill, Joye, Justus, McLaughlin, McLawhorn, Nichols, C. Preston, J. Preston, Russell, and Wilkins:

H.B. 1337, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT NORPLANT IMPLANTATION IS MADE AVAILABLE AND ACCESSIBLE TO RECIPIENTS OF AID TO FAMILIES WITH DEPENDENT CHILDREN AND TO APPROPRIATE FUNDS, is referred to the Committee on Appropriations.

By Representative Michaux:

H.B. 1338, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES FOR SERVICES TO WOMEN TO PREVENT PREGNANCY, is referred to the Committee on Appropriations.

By Representatives Fussell, Alexander, Beall, Bowman, Church, Colton, Cunningham, DeVane, Hall, Hensley, Hightower, Holt, H. Hunter, James, Kuczmarski, Luebke, McLawhorn, Michaux, B. Miller, Nichols, Nye, Rogers, Stamey, Wainwright, and Wright:

H.B. 1339, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HUMAN RESOURCES FOR SENIOR CITIZENS GRANTS, is referred to the Committee on Appropriations.

By Representative G. Miller:

H.B. 1340, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMERCE TO PROVIDE MCNC FUNDING TO DEVELOP AND UNDERTAKE A PROGRAM OF RESEARCH FOR AND WITH MCI IN ATM NETWORKING TECHNOLOGY, is referred to the Committee on Appropriations.

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 25, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A REFERENDUM TO AMEND THE CONSTITUTION TO PROVIDE FOR GUBERNATORIAL VETO, is read the first time and referred to the Committee on Constitutional Amendments and Referenda.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative R. Hunter for the Committee on Judiciary II:

H.B. 915, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A METHOD FOR PARENTS TO AUTHORIZE CONSENT BY ANOTHER FOR HEALTH CARE FOR THE PARENTS' MINOR CHILD, with a favorable report, as amended.

H.B. 986, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING DANGEROUS DOGS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 12. The original bill is placed on the Unfavorable Calendar.

CALENDAR

Action is taken on the following:

H.B. 734, A BILL TO BE ENTITLED AN ACT TO ALLOW ANNEXATION OF A DESCRIBED PIECE OF PROPERTY TO THE

TOWN OF OLD FORT, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Easterling, Edwards, Ellis, Esposito, Flaherty, Fussell, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hill, Holmes, Holt, Howard, Jack Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jenkins, Joye, Justus, Kinney, Kuczmarski, Lee, Lutz, McAllister, McCombs, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, P. Wilson, and Wright - 90.

Voting in the negative: None.

Excused absences: Representatives Crawford, Diamont, Dockham, James, Lemmond, McCrary, and Warner - 7.

H.B. 811, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE BOUNDARIES OF THE TOWN OF ATLANTIC BEACH INCLUDE AN AREA KNOWN AS THE POCKET, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Bowie, Bowman, Braswell, Brawley, D. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Easterling, Edwards, Esposito, Flaherty, Fussell, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hill, Holmes, Howard, Jack Hunt, R. Hunter, Ives, Jarrell, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lutz, McAllister, McCombs, McLaughlin, Mercer, Michaux, B. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, P. Wilson, and Wright - 87.

Voting in the negative: None.

Excused absences: Representatives Crawford, Diamont, Dockham, James, Lemmond, McCrary, and Warner - 7.

H.B. 837, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF WRIGHTSVILLE BEACH TO EXERCISE THE POWER OF EMINENT DOMAIN FOR PURPOSES OF ENGAGING IN BEACH EROSION CONTROL AND FLOOD AND HURRICANE PROTECTION WORKS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall,

Berry, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Easterling, Edwards, Ellis, Esposito, Flaherty, Fussell, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lutz, McAllister, McCombs, McLaughlin, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, P. Wilson, and Wright - 94.

Voting in the negative: None.

Excused absences: Representatives Crawford, Diamont, Dockham, James, Lemmond, McCrary, Warner, and Wood - 8.

Committee Substitute for **H.B. 801**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISCHARGE OF A CENTERFIRE RIFLE IN CABARRUS COUNTY WITHOUT THE WRITTEN PERMISSION OF THE LANDOWNER OR LESSEE AND TO PERMIT DEER HUNTING FROM STATIONARY STANDS IN CABARRUS COUNTY WITH THE WRITTEN PERMISSION OF THE LANDOWNER OR LESSEE.

Representative Hayes offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for **H.B. 860**, A BILL TO BE ENTITLED AN ACT TO EXEMPT DAVIDSON AND DAVIE COUNTIES, THE TOWNS OF FOREST CITY AND MOCKSVILLE, AND THE CITIES OF LEXINGTON AND THOMASVILLE FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING ZONING ORDINANCES FOR WATER SUPPLY WATERSHED PROTECTION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 870**, A BILL TO BE ENTITLED AN ACT TO EXEMPT WATAUGA COUNTY FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING A ZONING ORDINANCE FOR WATER SUPPLY WATERSHED PROTECTION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 920**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE STATE UNEMPLOYMENT INSURANCE

TAX RATE UNDER CERTAIN CIRCUMSTANCES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Easterling, Edwards, Ellis, Esposito, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hill, Holmes, Holt, Howard, Judy Hunt, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Luebke, Lutz, Mavretic, McAllister, McCombs, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Miner, Mitchell, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, P. Wilson, and Wright - 93.

Voting in the negative: None.

Excused absences: Representatives Crawford, Diamont, Dockham, James, Lemmond, McCrary, Warner, and Wood - 8.

Committee Substitute No. 2 for **H.B. 284**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE EDUCATIONAL LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO ESTABLISH AN INDEPENDENT STANDARDS BOARD FOR SCHOOL ADMINISTRATION AND TO ALLOW THAT BOARD TO CHARGE EXAMINATION FEES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Daughtry, Decker, DeVane, Dickson, Easterling, Edwards, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hill, Holmes, Holt, Howard, Jack Hunt, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Lutz, Mavretic, McAllister, McCombs, McLawhorn, Michaux, B. Miller, G. Miller, Miner, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Russell, Smith, Spears, Stewart, Sutton, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, P. Wilson, and Wright - 93.

Voting in the negative: Representative Mitchell.

Excused absences: Representatives Crawford, Diamont, Dockham, James, Lemmond, McCrary, Warner, and Wood - 8.

Committee Substitute for **H.B. 726**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CARTERET COUNTY BOARD OF COMMISSIONERS FROM FIVE TO SEVEN MEMBERS AND

REAPPORTION THE NOMINATION AND ELECTION DISTRICTS.

On motion of Representative Smith and without objection, consideration of the bill is postponed until May 11.

Committee Substitute for **H.B. 221**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL WORKERS IN ALL "NONREGISTERED" DAY CARE THAT RECEIVES REIMBURSEMENT FROM THE STATE RECEIVE REGULARLY UPDATED PEDIATRIC CPR TRAINING, passes its third reading, by electronic vote (65–26), and is ordered sent to the Senate.

H.B. 720, A BILL TO BE ENTITLED AN ACT TO INCREASE THE INCOME TAX CREDIT FOR CHILD AND DEPENDENT CARE EXPENSE FOR FAMILIES WITH INCOME BELOW FORTY THOUSAND DOLLARS A YEAR.

The bill, as amended, passes its third reading, by electronic vote (98–0), and is ordered engrossed and sent to the Senate.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Kennedy for the Committee on Courts and Justice:

H.B. 1119, A BILL TO BE ENTITLED AN ACT REGARDING THE ESTABLISHMENT OF PATERNITY OF A CHILD BY AFFIDAVIT, CHANGING THE LAWS OF EVIDENCE RELATING TO PATERNITY TESTING IN CIVIL ACTIONS, AND GIVING PRIORITY TO THE TRIAL OF PATERNITY ACTIONS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 12. The original bill is placed on the Unfavorable Calendar.

By Representative Colton for the Committee on Ethics:

H.B. 262, A BILL TO BE ENTITLED AN ACT TO REQUIRE LOBBYISTS OF THE EXECUTIVE BRANCH OF STATE GOVERNMENT TO REGISTER AND FILE EXPENSE REPORTS WITH THE SECRETARY OF STATE, TO MAKE OTHER CLARIFYING AMENDMENTS TO THE LOBBYING LAW, AND TO MAKE AN APPROPRIATION THEREFOR, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRAL

Representative Redwine, Chair for the Standing Committee on Business and Labor, refers:

H.B. 524, A BILL TO BE ENTITLED AN ACT TO PERMIT CHILDREN UNDER SIXTEEN YEARS OF AGE TO BE EMPLOYED BY THEIR PARENTS ON THE PREMISES OF A BUSINESS HOLDING AN ABC PERMIT, to the Permanent Subcommittee on Travel and Tourism.

REMOVAL OF BILL FROM UNFAVORABLE CALENDAR

On motion of Representative H. Hunter, pursuant to Rule 37, **H.B. 363,** A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO DEVELOP JOINT TRAINING ON CHILD ABUSE AND NEGLECT INVESTIGATIONS AND CRIMINAL PROSECUTION, is removed from the Unfavorable Calendar and placed on the Calendar.

Representative H. Hunter further moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Children, Youth and Families, and this motion carries.

The bill is re-referred to the Committee on Children, Youth and Families.

CALENDAR (continued)

H.B. 639, A BILL TO BE ENTITLED AN ACT TO PERMIT TEACHER ASSISTANTS AND OTHER INSTRUCTIONAL PERSONNEL WHO DO NOT REQUIRE A SUBSTITUTE TO TAKE VACATION LEAVE WHEN STUDENTS ARE IN ATTENDANCE, passes its second reading, by electronic vote (87-10), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

COMMITTEE APPOINTMENTS

Without objection, the Speaker appoints Representative Culpepper to the Committee on Judiciary II.

CALENDAR (continued)

H.B. 47, A BILL TO BE ENTITLED AN ACT TO AMEND THE TEACHER TRAINING TASK FORCE TO ADD TEACHER MEMBERS AND MAKE OTHER CLARIFYING CHANGES, passes its second reading, by electronic vote (99-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1002, A BILL TO BE ENTITLED AN ACT TO EXTEND THE AGE FOR RECEIVING DRIVER EDUCATION IN THE PUBLIC SCHOOLS FOR CHILDREN WITH SPECIAL NEEDS, passes its second reading, by electronic vote (97-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 459, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE SALE OR OTHER DISPOSAL OF TOBACCO TO MINORS, KNOWINGLY OR OTHERWISE, AND TO PROVIDE THAT IT IS AN AFFIRMATIVE DEFENSE THAT THE SELLER REQUESTED IDENTIFICATION OR HAD OTHER FACTS THAT REASONABLY INDICATED THAT THE PURCHASER WAS OF LEGAL AGE.

Representative Gottovi calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading by electronic vote (71–35).

Representative Stewart objects to the third reading. The bill remains on the Calendar.

H.B. 541, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GENERAL STATUTES COMMISSION TO DELETE THE DOMICILIARY OR RESIDENCY AND CITIZENSHIP REQUIREMENTS FOR EXAMINATION AND LICENSURE AS A CERTIFIED PUBLIC ACCOUNTANT AND TO MAKE TECHNICAL AMENDMENTS BY DELETING OBSOLETE REFERENCES TO PUBLIC ACCOUNTANTS, passes its second reading, by electronic vote (88–6), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.J.R. 1209, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, passes its second reading, by electronic vote (98–0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Michaux and without objection, **H.B. 957**, A BILL TO BE ENTITLED AN ACT TO REGULATE SMOKING IN PUBLIC PLACES AND TO ESTABLISH STANDARDS FOR LOCAL GOVERNMENTS ELECTING TO REGULATE SMOKING, is withdrawn from the Calendar and placed on the Calendar of May 11.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Hightower for the Committee on State Government:

H.B. 611, A BILL TO BE ENTITLED AN ACT TO AMEND THE COMPOSITION, APPOINTMENT PROCESS, TERMS, COMPENSATION, AND DUTIES OF THE ADVISORY COUNCIL FOR THE

DIVISION OF VOCATIONAL REHABILITATION SERVICES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 12. The original bill is placed on the Unfavorable Calendar.

H.B. 946, A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN NONPROFIT BUSINESSES THAT PROVIDE SUPPORTED EMPLOYMENT FOR THE DISABLED TO COME WITHIN THE PURVIEW OF THE STATE POLICY THAT PROMOTES THE USE OF MINORITY, PHYSICALLY HANDICAPPED, AND WOMEN CONTRACTORS FOR STATE CONTRACTS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 12. The original bill is placed on the Unfavorable Calendar.

By Representative Green for the Permanent Subcommittee on Human Services of the Standing Committee on Health and Human Services, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 513, A BILL TO BE ENTITLED AN ACT TO MANDATE A SINGLE PORTAL OF ENTRY AND EXIT POLICY FOR SERVICES FOR INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 12. The original bill is placed on the Unfavorable Calendar.

Representative Green further reports:

H.B. 1022, A BILL TO BE ENTITLED AN ACT TO PHASE IN THE DIRECT DEPOSIT OF CASH PAYMENT PUBLIC ASSISTANCE, to the Standing Committee on Health and Human Services, with a favorable recommendation as to proposed committee substitute bill, which changes the title, unfavorable as to original bill.

CALENDAR (continued)

Committee Substitute for **H.B. 1053**, A BILL TO BE ENTITLED AN ACT TO LIMIT THE CONSTRUCTION OF BILLBOARDS TO PROMOTE THE SAFETY AND RECREATIONAL VALUE OF PUBLIC TRAVEL, AND TO ENHANCE NATURAL BEAUTY.

Representative Hackney offers Amendment No. 1 which is adopted.

Representative Holmes offers Amendment No. 2.

Representative Colton moves that Amendment No. 2 do lie upon the table. The motion dies for lack of a second.

Amendment No. 2 fails of adoption by electronic vote (48–57).

Representative J. Brown offers Amendment No. 3 which is adopted.

The bill, as amended, passes its second reading by electronic vote (89–14).

Representative Flaherty objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **H.B. 1098**, A BILL TO BE ENTITLED AN ACT TO REQUIRE CONTRACTS FOR THE PURCHASE OF ADVERTISING IN FOR-PROFIT WRITTEN PERIODICALS TO INCLUDE CERTAIN TERMS, INCLUDING A STATEMENT OF THE CIRCULATION OF THE PERIODICAL, AND TO PROVIDE REMEDIES FOR THE PURCHASER IN THE EVENT THE SELLER FAILS TO COMPLY.

On motion of Representative Easterling, consideration of the bill is postponed until May 12.

Committee Substitute No. 2 for **H.B. 550**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE EFFECTIVENESS OF PUBLIC PARTICIPATION IN AND ENFORCEMENT OF THE MINING ACT OF 1971, passes its second reading by electronic vote (95–8).

Representative Flaherty objects to the third reading. The bill remains on the Calendar.

Committee Substitute No. 2 for **H.B. 644**, A BILL TO BE ENTITLED AN ACT TO AMEND THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973 TO MAKE IT MORE EFFECTIVE.

Representative Ramsey offers Amendment No. 1 which is adopted.

On motion of Representative DeVane, the bill is withdrawn from the Calendar, ordered engrossed, and re-referred to the Committee on Environment.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Flaherty withdraws his objection to the third reading of Committee Substitute No. 2 for **H.B. 550**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE EFFECTIVENESS OF PUBLIC PARTICIPATION IN AND ENFORCEMENT OF THE MINING ACT OF 1971.

Representative Creech objects to the third reading. The bill remains on the Calendar.

CALENDAR (continued)

Committee Substitute No. 2 for **H.B. 650**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE IMPOSITION OF ADMINISTRATIVE PENALTIES FOR VIOLATIONS OF ASBESTOS HAZARD MANAGEMENT PROVISIONS, AND TO TRANSFER ASBESTOS RULE-MAKING AUTHORITY TO THE COMMISSION FOR HEALTH SERVICES, passes its second reading,

by electronic vote (85–15), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 904**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO CONSIDER CHILDREN WITH SPECIAL NEEDS WHEN IT ADOPTS RULES SETTING GRADUATION STANDARDS, TO DIRECT THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO STUDY HIGH SCHOOL GRADUATION STANDARDS FOR CHILDREN WITH SPECIAL NEEDS, AND TO DIRECT THE STATE BOARD OF EDUCATION TO SUSPEND THE APPLICATION OF ITS RULE REQUIRING ALGEBRA I FOR A HIGH SCHOOL DIPLOMA TO CHILDREN IDENTIFIED AS LEARNING DISABLED PENDING ITS REEVALUATION OF GRADUATION STANDARDS FOR CHILDREN WITH SPECIAL NEEDS.

On motion of Representative Holt, consideration of the bill is postponed until May 13.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Creech withdraws his objection to the third reading of Committee Substitute No. 2 for **H.B. 550**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE EFFECTIVENESS OF PUBLIC PARTICIPATION IN AND ENFORCEMENT OF THE MINING ACT OF 1971.

The bill passes its third reading and is ordered sent to the Senate.

CALENDAR (continued)

Committee Substitute for **H.B. 1009**, A BILL TO BE ENTITLED AN ACT TO REQUIRE SCHOOL PRINCIPALS TO REPORT CERTAIN ACTS OCCURRING ON SCHOOL PROPERTY TO LAW ENFORCEMENT, passes its second reading, by electronic vote (98–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 548**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISCHARGE OF A FIREARM ON THE PREMISES OF THE NORTH CAROLINA SEAFOOD INDUSTRIAL PARK AUTHORITY.

Representative Culpepper offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (92–0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for **H.B. 1015**, A BILL TO BE ENTITLED AN ACT RELATING TO PRAYERS FOR JUDGEMENT IN

INFRACTION CASES WHERE DEFENSIVE DRIVING COURSE, OR A SIMILAR APPROVED COURSE, HAS BEEN COMPLETED BY THE PERSON CITED, passes its second reading, by electronic vote (96-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Kennedy and without objection, **H.B. 539**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA BUSINESS CORPORATION ACT AND TO AMEND G.S. 54-139 RELATING TO FOREIGN COOPERATIVE CORPORATIONS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is withdrawn from the Calendar and placed on the Calendar of May 11.

CALENDAR (continued)

Committee Substitute for **H.B. 364**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO AMEND THE JUVENILE LAW AND OTHER LAWS TO PROTECT CHILDREN MORE EFFECTIVELY FROM ABUSE, NEGLECT, AND DEPENDENCY, passes its second reading, by electronic vote (97-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 153**, A BILL TO BE ENTITLED AN ACT TO CREATE A RAIL COUNCIL WITHIN THE DEPARTMENT OF TRANSPORTATION AND TO BROADEN THE AUTHORITY OF THE BOARD OF TRANSPORTATION.

Representative Luebke moves adoption of Committee Amendment No. 1.

On motion of the Chair, the bill and the pending amendment are temporarily displaced.

Committee Substitute for **H.B. 257**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE EDUCATIONAL LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE CONCERNING SCHOOL ADMINISTRATOR PROGRAMS AT THE CONSTITUENT UNIVERSITY OF NORTH CAROLINA INSTITUTIONS, passes its second reading, by electronic vote (95-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 419, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT EVIDENCE THAT A MOTOR VEHICLE PASSED A STOPPED SCHOOL BUS IS PRIMA FACIE EVIDENCE THAT THE OWNER OF THE VEHICLE WAS OPERATING IT AT THE TIME OF THE VIOLATION.

Representative Decker calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading by electronic vote (69–30).

Representative Michaux objects to the third reading. The bill remains on the Calendar.

INTRODUCTION OF PAGES

Pages for the week of May 10–14 are introduced to the membership. They are: Kimberlee Badalucco of Nash, Erin Briggs of Wake, Dickie Brown of Columbus, Derrick Capel of Montgomery, Heidi Chavis of Robeson, Salimah Hargette of Durham, Sabirah Hargette of Durham, Kristie Harrington of Harnett, Rebekah House of Sampson, Lashonda King of Wake, Jennifer Lobdell of Transylvania, Katie Lobdell of Transylvania, Glenn London of Catawba, Robert McCain of Caswell, Natalie Montague of Wake, Margaret Parrish of Johnston, Jennifer Phifer of Washington, Joel Sink of Wake, Katherine Whitley of Johnson, Melissa Williams of Wake, Wendy Wright of Columbus, and Brad Yarbrough of Columbus.

CALENDAR (continued)

Committee Substitute for **H.B. 153**, A BILL TO BE ENTITLED AN ACT TO CREATE A RAIL COUNCIL WITHIN THE DEPARTMENT OF TRANSPORTATION AND TO BROADEN THE AUTHORITY OF THE BOARD OF TRANSPORTATION, which was temporarily displaced with a pending committee amendment, is before the Body.

Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (91–2), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 958, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR HOMEOWNER AND CONDOMINIUM ASSOCIATION LIENS.

On motion of Representative B. Miller and without objection, consideration of the bill is postponed until May 12.

H.B. 356, A BILL TO BE ENTITLED AN ACT TO MAKE THE PRESENCE OF A CHILD UNDER THE AGE OF SIXTEEN IN A VEHICLE DRIVEN BY A PERSON CONVICTED OF DRIVING WHILE IMPAIRED A GROSSLY AGGRAVATING FACTOR IN SENTENCING, passes its second reading, by electronic vote (94–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 625, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE DEFINITION OF "NEGLECTED" JUVENILE.

On motion of Representative Braswell, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (92–1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 659, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COMMISSIONER OF LABOR TO FILE AS JUDGMENTS FINAL ORDERS ASSESSING CIVIL MONEY PENALTIES UNDER THE WAGE AND HOUR ACT.

On motion of Representative Sutton, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (98–0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 978, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE LAWS PERTAINING TO ALIMONY, AS RECOMMENDED BY THE FAMILY LAW SECTION OF THE NORTH CAROLINA BAR ASSOCIATION.

Representative Flaherty offers Amendment No. 1.

Representative Flaherty withdraws his amendment.

On motion of Representative Jack Hunt, the bill is withdrawn from the Calendar and placed on the Calendar of May 17 by electronic vote (52–47).

RECONSIDERATION OF VOTE

On motion of Representative DeVane, the vote by which Committee Substitute No. 2 for **H.B. 644**, A BILL TO BE ENTITLED AN ACT TO AMEND THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973 TO MAKE IT MORE EFFECTIVE, was withdrawn from the Calendar, ordered engrossed and re-referred to the Committee on Environment, is reconsidered.

The bill, as amended, passes its second reading by electronic vote (73–19).

Representative Justus objects to the third reading. The bill remains on the Calendar.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
May 10, 1993

Mr. Speaker:

Pursuant to your message received Monday, May 10 that the House of Representatives fails to concur in Senate Amendment No. 2 to

H.B. 416, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ISSUANCE OF NEW SHELLFISH CULTIVATION LEASES IN CORE SOUND, and requests conferees, the President Pro Tempore appoints: Senator Perdue, Chair; Senators Martin of Pitt and Albertson on the part of the Senate to confer with the committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
May 10, 1993

Mr. Speaker:

Pursuant to your message received Monday, May 10, that the House of Representatives fails to concur in the Senate Committee Substitute for House Committee Substitute for **H.B. 120**, A BILL TO BE ENTITLED AN ACT TO AMEND THE OPEN MEETINGS LAW AND TO AMEND THE PUBLIC RECORDS LAW AS IT RELATES TO THE HOSPITAL LICENSURE ACT, which proposed to change the title upon concurrence to read, Senate Committee Substitute for **H.B. 120**, A BILL TO BE ENTITLED AN ACT TO AMEND THE OPEN MEETINGS LAWS AND TO AMEND THE PUBLIC RECORDS LAW AS IT RELATES TO THE HOSPITAL LICENSURE ACT AND THE JOINT MUNICIPAL ELECTRIC POWER AND ENERGY ACT, and requests conferees, the President Pro Tempore appoints: Senator Cooper, Chair; Senators Hyde, Cochrane, Hunt, Winner of Mecklenburg, and Carpenter on the part of the Senate to confer with the committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

RE-REFERRAL

On motion of Representative Jack Hunt, pursuant to Rule 39.2, **H.B. 620**, A BILL TO BE ENTITLED AN ACT TO ALLOW A TEMPORARY PERMIT PENDING LICENSURE EXAMINATION TO FOREIGN-TRAINED PHYSICAL THERAPISTS WORKING IN STATE GOVERNMENT AGENCIES, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Judiciary III.

On motion of Representative Jack Hunt, seconded by Representative Mitchell, the House adjourns at 11:30 p.m. to reconvene May 11 at 1:00 p.m.

SIXTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Tuesday, May 11, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 10 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Diamont, Dockham, James, Lemmond, and Morgan for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representative Redwine for the Committee on Business and Labor:

H.B. 533, A BILL TO BE ENTITLED AN ACT TO ENSURE THE REIMBURSEMENT OF UNEARNED COMMISSIONS TO EMPLOYEES FROM PRIVATE PERSONNEL SERVICES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 13. The original bill is placed on the Unfavorable Calendar.

H.B. 1021, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL STATE AGENCIES ISSUING BUSINESS LICENSES OR PRIVILEGE LICENSES REPORT QUARTERLY TO THE BUSINESS LICENSE INFORMATION OFFICE THE NUMBER OF LICENSES ISSUED BY CATEGORY, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 13. The original bill is placed on the Unfavorable Calendar.

By Representative Michaux for the Committee on Judiciary I:

H.B. 772, A BILL TO BE ENTITLED AN ACT TO ALLOW EARLY VOTING, with a favorable report.

H.B. 795, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW PERTAINING TO THE PROHIBITION OF CERTAIN SOLICITATION BY HEALTH CARE PROVIDERS, with a favorable report, as amended.

H.B. 937, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE PARTIES TO A CLAIM FOR EQUITABLE DISTRIBUTION TO EXCHANGE AN INVENTORY AFFIDAVIT, with a favorable report, as amended.

H.B. 1027, A BILL TO BE ENTITLED AN ACT PROVIDING THAT ANY FORUM SELECTION PROVISION IN A CONTRACT ENTERED INTO IN NORTH CAROLINA IS VOID AS AGAINST PUBLIC POLICY, with a favorable report.

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 521, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY COUNCIL OF THE CITY OF DURHAM TO DELEGATE TO THE CITY MANAGER AUTHORITY TO APPROVE PETITIONS FOR WATER AND SEWER SERVICE, with a favorable report.

H.B. 763, A BILL TO BE ENTITLED AN ACT TO ALLOW PENDER COUNTY AND ITS MUNICIPALITIES TO SPECIFY BY INTERLOCAL AGREEMENT A REDISTRIBUTION OF LOCAL SALES TAX REVENUES NOT RESTRICTED BY LAW, with a favorable report.

H.B. 781, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF DURHAM TO PROCEED WITH CONDEMNATION OF REAL PROPERTY WHEN OWNERSHIP IS TRANSFERRED, with a favorable report.

Committee Substitute for **H.B. 1102**, A BILL TO BE ENTITLED AN ACT TO CREATE THE PESTICIDE ENVIRONMENTAL TRUST FUND, TO BE FUNDED BY AN ASSESSMENT FOR EACH BRAND OR GRADE OF PESTICIDE REGISTERED, with a favorable report, as amended.

Committee Substitute for **S.B. 708**, A BILL TO BE ENTITLED AN ACT TO ALLOW BURKE, HARNETT, LEE, MCDOWELL, MADISON, NASH, POLK, SAMPSON, AND YANCEY COUNTIES AND THE CITIES OF ANGIER, BROADWAY, BURNSVILLE, CLINTON, COATS, CONNELLY SPRINGS, DREXEL, DUNN, ERWIN, GLEN ALPINE, HILDEBRAN, HOT SPRINGS, LILLINGTON, MARION, MARS HILL, MARSHALL, MONROE, MORGANTON, OLD FORT, RHODHISS, ROCKY MOUNT, SANFORD AND VALDESE TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY A DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, with a favorable report.

By Representative Jarrell for the Permanent Subcommittee on Economic Expansion and Growth of the Standing Committee on Business and Labor, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 585, A BILL TO BE ENTITLED AN ACT TO MAKE STATEWIDE CERTAIN HOUSING CODE LEGISLATION THAT

NOW APPLIES ONLY TO LARGER JURISDICTIONS, with a favorable report, as amended.

By Representative Barnes for the Committee on Education:

H.B. 1001, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE LOCAL BOARDS OF EDUCATION TO RENOVATE OLD SCHOOL BUILDINGS INSTEAD OF REPLACING THEM, with a favorable report, as amended.

S.B. 218, A BILL TO BE ENTITLED AN ACT TO DIRECT THE JOINT COMMITTEE ON TEACHER EDUCATION TO REPORT TO THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE INSTEAD OF THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS, with a favorable report.

By Representative Cunningham for the Committee on Insurance:

H.B. 1045, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CITIES AND COUNTIES TO CONTRACT WITH NON-EMPLOYEES TO CONDUCT BUILDING INSPECTIONS, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Alexander, D. Brown, Church, Culpepper, Hill, James, Jenkins, Ramsey, and Rogers:

H.B. 1341, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT LOW-INCOME CITIZENS' PURCHASES OF FUEL FOR HOME ENERGY ARE EXEMPT FROM SALES TAX, is referred to the Committee on Finance.

By Representatives Gottovi and Bowman:

H.B. 1342, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF LABOR FOR EXPANSION OF THE APPRENTICESHIP DIVISION, is referred to the Committee on Appropriations.

By Representatives Black, Bowman, and McLawhorn:

H.B. 1343, A BILL TO BE ENTITLED AN ACT TO CREATE A COMMUNITY COLLEGE EQUIPMENT REVOLVING LOAN FUND AND TO APPROPRIATE SIXTY MILLION DOLLARS TO THE FUND, is referred to the Committee on Appropriations.

By Representatives Black, Bowman, and McLawhorn:

H.B. 1344, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE SUPPLEMENTS PAID TO TEACHERS WITH ADVANCED DEGREES, is referred to the Committee on Appropriations.

By Representatives Beall, Jenkins, and Ramsey (by request):

H.B. 1345, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR TROUBLED YOUTH SERVED BY MOUNTAIN YOUTH RESOURCES, is referred to the Committee on Appropriations.

By Representative Gottovi:

H.B. 1346, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES FOR COMMUNICABLE DISEASE CONTROL, is referred to the Committee on Appropriations.

By Representatives Gottovi and Bowman:

H.B. 1347, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES FOR LOCAL COMMUNICABLE DISEASE SERVICES AND IMMUNIZATION SERVICES, is referred to the Committee on Appropriations.

By Representatives DeVane, Bowman, Cummings, Lee, and Sutton:

H.B. 1348, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE ACCUMULATED INTEREST FROM THE NORTH CAROLINA WAREHOUSE ACT FUND FOR NONRECURRING COTTON PROMOTION PROJECTS AND ACTIVITIES, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 152, A BILL TO BE ENTITLED AN ACT TO EXTEND THE DATE BY WHICH THE NORTH CAROLINA INDIAN CULTURAL CENTER, INC., IS REQUIRED TO ENTER A LEASE WITH THE STATE OF NORTH CAROLINA AND TO ALLOW THE RECEIPT OF PLEDGES TO SATISFY THE FUND-RAISING CONDITION TO BE INCLUDED IN THAT LEASE, is read the first time and referred to the Committee on Appropriations.

Committee Substitute for **S.B. 273**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO CREATE A MORATORIUM ON ESTABLISHMENT OF COLLEGES, MULTI-CAMPUS COLLEGES, AND OFF-CAMPUS CENTERS IN THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM, is read the first time and referred to the Committee on Education.

S.B. 589, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE MANDATORY HUNTER SAFETY COURSE REQUIREMENT TO CLARIFY ITS APPLICABILITY AND USE, is read the first time and referred to the Committee on Judiciary I.

S.B. 684, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE SIMULATED ELECTION "KIDS VOTING" PROJECT

MAY TAKE PLACE AT THE POLLING PLACE AND IS NOT CONSIDERED ELECTIONEERING, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 709**, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM COMMERCIAL CODE TO CLARIFY AND MODIFY THE LAW ON LAYAWAY CONTRACTS, is read the first time and referred to the Committee on Judiciary I.

S.B. 726, A BILL TO BE ENTITLED AN ACT TO REGULATE SUNDAY SALES AND CONSUMPTION OF ALCOHOLIC BEVERAGES, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 796**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE STATUTE OF LIMITATIONS FOR CIVIL ACTIONS BROUGHT BY THE STATE TO ENFORCE THE LAWS AGAINST BID RIGGING ON GOVERNMENT CONTRACTS, is read the first time and referred to the Committee on Judiciary II.

S.B. 849, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A VOLUNTARY PROGRAM FOR THE CERTIFICATION OF ORGANICALLY PRODUCED AGRICULTURAL PRODUCTS, is read the first time and referred to the Committee on Agriculture.

S.B. 854, A BILL TO BE ENTITLED AN ACT TO PERMIT THE ISSUANCE AND PURCHASING OF GROUP HEALTH INSURANCE COVERAGE FOR PUBLIC SCHOOL STUDENTS, is read the first time and referred to the Committee on Insurance.

Committee Substitute for **S.B. 863**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO CONSIDER CHILDREN WITH SPECIAL NEEDS WHEN IT ADOPTS RULES SETTING GRADUATION STANDARDS, TO DIRECT THE STATE BOARD OF EDUCATION TO CONDUCT AN INDEPENDENT STUDY OF HIGH SCHOOL GRADUATION STANDARDS FOR CHILDREN WITH SPECIAL NEEDS, AND TO DIRECT THE STATE BOARD OF EDUCATION TO SUSPEND THE APPLICATION OF ITS RULE REQUIRING ALGEBRA I FOR A HIGH SCHOOL DIPLOMA TO CHILDREN IDENTIFIED AS LEARNING DISABLED PENDING ITS REEVALUATION OF GRADUATION STANDARDS FOR CHILDREN WITH SPECIAL NEEDS, is read the first time and referred to the Committee on Education.

Committee Substitute for **S.B. 912**, A BILL TO BE ENTITLED AN ACT TO ALLOW REAL ESTATE BROKERS TO CONTRACT WITH REAL ESTATE SALESPERSONS FOR THE BROKER WHEREBY THE SALESPERSON AGREES TO REIMBURSE THE BROKER FOR THE COST OF WORKERS' COMPENSATION INSURANCE, is read the first time and referred to the Committee on Judiciary I.

S.B. 991, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO PURSE SEINE OR OPERATE A MENHADEN FISHING VESSEL LICENSED UNDER G. S. 113-152(d) IN THE

ATLANTIC OCEAN WITHIN THREE NAUTICAL MILES OF SPECIFIED AREAS IN DARE COUNTY, is read the first time and referred to the Committee on Environment.

CALENDAR

Action is taken on the following:

H.B. 837, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF WRIGHTSVILLE BEACH TO EXERCISE THE POWER OF EMINENT DOMAIN FOR PURPOSES OF ENGAGING IN BEACH EROSION CONTROL AND FLOOD AND HURRICANE PROTECTION WORKS, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Barbee, Barnes, Barnhill, Beall, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dickson, Easterling, Edwards, Ellis, Esposito, Flaherty, Gardner, Gottovi, Grady, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Judy Hunt, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLawhorn, Michaux, B. Miller, G. Miller, Miner, Mitchell, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Spears, Tallent, Warner, Weatherly, Wilkins, Wilmoth, P. Wilson, Wood, and Wright - 91.

Voting in the negative: Representatives Balmer and Berry - 2.

Excused absences: Representatives Diamont, Dockham, James, Lemmond, and Morgan - 5.

Committee Substitute for **H.B. 844**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ALAMANCE COUNTY AND THE CITIES LOCATED IN THAT COUNTY MAY REQUIRE ISSUANCE OF A BUILDING PERMIT FOR THE REPLACEMENT AND DISPOSAL OF ROOFING, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 823**, A BILL TO BE ENTITLED AN ACT REGULATING THE POSSESSION OF FIREARMS IN WAKE COUNTY WHILE UNDER THE INFLUENCE AND AUTHORIZING THE CITY OF RALEIGH TO ENACT AN ORDINANCE TO REGULATE OR PROHIBIT THE POSSESSION OF FIREARMS BY MINORS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 757**, A BILL TO BE ENTITLED AN ACT CONCERNING PUBLIC-PRIVATE REIMBURSEMENT AGREEMENTS FOR INFRASTRUCTURE DEVELOPMENT BY THE TOWN OF GARNER, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 883, A BILL TO BE ENTITLED AN ACT TO EXEMPT MECKLENBURG COUNTY FROM PROVISIONS OF THE NORTH CAROLINA BUILDING CODE THAT REQUIRE BUILDING INSPECTION DEPARTMENTS TO REVIEW RESIDENTIAL PLANS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 920**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE STATE UNEMPLOYMENT INSURANCE TAX RATE UNDER CERTAIN CIRCUMSTANCES, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Easterling, Esposito, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Green, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Judy Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, P. Wilson, Wood, and Wright - 102.

Voting in the negative: None.

Excused absences: Representatives Diamont, Dockham, James, Lemmond, and Morgan - 5.

Committee Substitute No. 2 for **H.B. 284**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE EDUCATIONAL LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO ESTABLISH AN INDEPENDENT STANDARDS BOARD FOR SCHOOL ADMINISTRATION AND TO ALLOW THAT BOARD TO CHARGE EXAMINATION FEES.

Representative Ramsey offers Amendment No. 1 which is adopted by electronic vote (98-0).

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Black, Bowie, Bowman, Braswell, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Dickson, Easterling, Ellis, Esposito, Flaherty, Fussell, Gamble, Gardner, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Holmes, Howard, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Miner, Moore, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Tallent, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, P. Wilson, Wood, and Wright - 93.

Voting in the negative: Representatives Berry, Brawley, Creech, and Mitchell - 4.

Excused absences: Representatives Diamont, Dockham, James, Lemmond, and Morgan. - 5.

Committee Substitute for **H.B. 665**, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE REGULATION OF CREDIT INSURANCE AND LOWER PREMIUM RATES CHARGED FOR CREDIT INSURANCE.

Representative Hall requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

The bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Bowen, Braswell, D. Brown, Brubaker, Burton, Church, Cole, Colton, Culp, Culpepper, Cummings, Cunningham, DeVane, Dickson, Easterling, Esposito, Fussell, Gamble, Gardner, Gist, Gottovi, Gray, Griffin, Hackney, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Nesbitt, Nye, Oldham, C. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Tallent, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 88.

Voting in the negative: Representatives Barbee, Berry, Bowie, J. Brown, Creech, Decker, Edwards, Ellis, Flaherty, Grady, Nichols, J. Preston, and G. Thompson -13.

Excused absences: Representatives Diamont, Dockham, James, Lemmond, and Morgan - 5.

Excused vote: Representative Hall.

Committee Substitute for **H.B. 726**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CARTERET COUNTY BOARD OF COMMISSIONERS FROM FIVE TO SEVEN MEMBERS AND REAPPORTION THE NOMINATION AND ELECTION DISTRICTS.

Representative Smith offers Amendment No. 1 which is adopted by electronic vote (96–0).

The bill, as amended, passes its third reading, by electronic vote (92–0), and is ordered engrossed and sent to the Senate by Special Message.

Committee Substitute for **H.B. 1053**, A BILL TO BE ENTITLED AN ACT TO LIMIT THE CONSTRUCTION OF BILLBOARDS TO PROMOTE THE SAFETY AND RECREATIONAL VALUE OF PUBLIC TRAVEL, AND TO ENHANCE NATURAL BEAUTY.

The bill, as amended, passes its third reading, by electronic vote (85–12), and is ordered engrossed and sent to the Senate by Special Message.

Committee Substitute No. 2 for **H.B. 644**, A BILL TO BE ENTITLED AN ACT TO AMEND THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973 TO MAKE IT MORE EFFECTIVE.

On motion of Representative Colton and without objection, the bill is temporarily displaced.

H.B. 459, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE SALE OR OTHER DISPOSAL OF TOBACCO TO MINORS, KNOWINGLY OR OTHERWISE, AND TO PROVIDE THAT IT IS AN AFFIRMATIVE DEFENSE THAT THE SELLER REQUESTED IDENTIFICATION OR HAD OTHER FACTS THAT REASONABLY INDICATED THAT THE PURCHASER WAS OF LEGAL AGE.

Representative McLaughlin offers Amendment No. 1 which is adopted by electronic vote (96–4).

Representative Ramsey offers Amendment No. 2 which is adopted by electronic vote (102–0).

On motion of Representative Stewart and without objection, the bill is temporarily displaced.

H.B. 419, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT EVIDENCE THAT A MOTOR VEHICLE PASSED A STOPPED SCHOOL BUS IS PRIMA FACIE EVIDENCE THAT THE OWNER OF THE VEHICLE WAS OPERATING IT AT THE TIME OF THE VIOLATION, passes its third reading, by electronic vote (95–10), and is ordered sent to the Senate by Special Message.

H.B. 1115, A BILL TO BE ENTITLED AN ACT TO PROVIDE A CIVIL ACTION REMEDY FOR PERSONS WHO ARE SEXUALLY EXPLOITED BY THEIR PSYCHOTHERAPIST.

On motion of Representative Hackney, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (100–0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

H.B. 1118, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT LOCAL UNANIMITY IS NOT A PREREQUISITE TO A WATER SUPPLY WATERSHED RECLASSIFICATION.

On motion of Representative Fussell, Committee Amendment No. 1 is adopted.

On motion of Representative DeVane, the bill is withdrawn from the Calendar, by electronic vote (98–8), ordered engrossed, and re-referred to the Committee on Environment.

CONFERENCE REPORT

Representative Smith sends forth the Conference Report on **H.B. 416**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ISSUANCE OF NEW SHELLFISH CULTIVATION LEASES IN CORE SOUND. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of May 12.

CALENDAR (continued)

H.B. 22, A BILL TO BE ENTITLED AN ACT DIRECTING THE DIVISION OF PURCHASE AND CONTRACT TO MONITOR PURCHASING ACTIVITY MORE CLOSELY, passes its second reading, by electronic vote (94–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 1122, A BILL TO BE ENTITLED AN ACT TO DIRECT THE HEALTH SERVICES COMMISSION TO ADOPT RULES RESTRICTING THE OFFERING OF UNWRAPPED FOOD SAMPLES, passes its second reading, by electronic vote (94–4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative Jack Hunt for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 249, A JOINT RESOLUTION TO IMPLEMENT A RECOMMENDATION OF THE MENTAL HEALTH STUDY

COMMISSION ADOPTING THE CHILD AND ADOLESCENT ALCOHOL AND OTHER DRUG ABUSE PLAN AS POLICY GUIDANCE FOR THE DEVELOPMENT OF SERVICES, with a favorable report.

H.J.R. 250, A JOINT RESOLUTION TO IMPLEMENT A RECOMMENDATION OF THE MENTAL HEALTH STUDY COMMISSION ENDORSING THE QUALITY IMPROVEMENT REPORT FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, with a favorable report.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Jack Hunt, **H.J.R. 249,** A JOINT RESOLUTION TO IMPLEMENT A RECOMMENDATION OF THE MENTAL HEALTH STUDY COMMISSION ADOPTING THE CHILD AND ADOLESCENT ALCOHOL AND OTHER DRUG ABUSE PLAN AS POLICY GUIDANCE FOR THE DEVELOPMENT OF SERVICES, is withdrawn from the Calendar of May 12 and re-referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative Jack Hunt, **H.J.R. 250,** A JOINT RESOLUTION TO IMPLEMENT A RECOMMENDATION OF THE MENTAL HEALTH STUDY COMMISSION ENDORSING THE QUALITY IMPROVEMENT REPORT FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, is withdrawn from the Calendar of May 12 and re-referred to the Committee on Rules, Calendar, and Operations of the House.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Jack Hunt for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 1247, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE GENERAL ASSEMBLY TO CONSIDER ACTION ON THE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION, with a favorable report.

By Representative H. Hunter for the Committee on Children, Youth and Families:

H.B. 363, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO DEVELOP JOINT TRAINING ON CHILD ABUSE AND NEGLECT INVESTIGATIONS AND CRIMINAL PROSECUTION, with a favorable report, as amended.

By Representative Kennedy for the Committee on Courts and Justice:

H.B. 544, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE GENERAL STATUTES AS

RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

H.B. 1108, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A LIMITATION FOR CIVIL ACTIONS BASED ON PERSONAL INJURY OR ILLNESS CAUSED BY CHILDHOOD SEXUAL ABUSE, with a favorable report, as amended.

By Representative R. Hunter for the Committee on Judiciary II:

H.B. 788, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE REPORTING OF BURN-RELATED INJURIES FROM FIRES, with a favorable report, as amended.

H.B. 1020, A BILL TO BE ENTITLED AN ACT TO PROHIBIT PLACEMENT OF ANTIFREEZE IN AREAS WHERE IT MAY POISON ANIMALS, with a favorable report, as amended.

CALENDAR (continued)

Committee Substitute for **H.B. 858**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A MISDEMEANOR FOR A PERSON UNDER EIGHTEEN YEARS OF AGE TO POSSESS OR CARRY A HANDGUN AND TO MAKE IT A MISDEMEANOR TO SELL OR TRANSFER ANY HANDGUN TO A PERSON WHO IS UNDER EIGHTEEN YEARS OF AGE.

Representative Alexander calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading, by electronic vote (102-9), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

RECONSIDERATION OF VOTE

Representative Richardson, having voted with the prevailing side, moves that the vote by which **H.B. 978**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE LAWS PERTAINING TO ALIMONY, AS RECOMMENDED BY THE FAMILY LAW SECTION OF THE NORTH CAROLINA BAR ASSOCIATION, was withdrawn from the Calendar of May 10 and placed on the Calendar of May 17 be reconsidered.

The motion carries, by electronic vote (65-41), and the bill is placed on the Calendar.

CALENDAR (continued)

Committee Substitute No. 2 for **H.B. 644**, A BILL TO BE ENTITLED AN ACT TO AMEND THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973 TO MAKE IT MORE EFFECTIVE.

Representative Nesbitt offers Amendment No. 2 which is adopted by electronic vote (89-0).

The bill, as amended, passes its third reading, by electronic vote (87–4), and is ordered engrossed and sent to the Senate by Special Message.

H.B. 459, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE SALE OR OTHER DISPOSAL OF TOBACCO TO MINORS, KNOWINGLY OR OTHERWISE, AND TO PROVIDE THAT IT IS AN AFFIRMATIVE DEFENSE THAT THE SELLER REQUESTED IDENTIFICATION OR HAD OTHER FACTS THAT REASONABLY INDICATED THAT THE PURCHASER WAS OF LEGAL AGE.

Representative Stewart offers Amendment No. 3 which is adopted by electronic vote (59–24).

Representative Cunningham offers Amendment No. 4.

Representative Cunningham calls the previous question on the amendment and the call is sustained.

Amendment No. 4 fails of adoption by electronic vote (40–61).

Representative Balmer inquires of the Chair if Amendment No. 3 was material. The Speaker rules that the amendment was not material.

Representative Hightower, having voted with the prevailing side, moves that the vote by which Amendment No. 3 was adopted, be reconsidered.

The motion carries by electronic vote (62–42).

On motion of Representative DeVane, seconded by Representative Balmer, Amendment No. 3 is tabled by electronic vote (65–37).

Representative Gottovi calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its third reading, by electronic vote (65–39), and is ordered engrossed and sent to the Senate by Special Message.

Committee Substitute for **H.B. 1008**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CLASS I FELONY TO POSSESS OR CARRY A FIREARM ON SCHOOL PROPERTY OR TO AID A MINOR TO POSSESS OR CARRY A WEAPON ON SCHOOL PROPERTY, TO REQUIRE THE REPORTING OF WEAPONS ON SCHOOL PROPERTY, TO REQUIRE SAFE STORAGE OF FIREARMS TO PROTECT MINORS, AND TO REQUIRE A WARNING ABOUT SAFE STORAGE UPON SALE OR TRANSFER OF A FIREARM.

Representative Balmer moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Judiciary III.

Representative Nesbitt moves, seconded by Representative Hensley, that the motion to re-refer do lie upon the table.

A division having been called, the motion to table carries by electronic vote (67–37).

The bill passes its second reading by electronic vote (74–31).

Representative P. Wilson objects to the third reading. The bill remains on the Calendar.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Michaux for the Committee on Judiciary I:

H.B. 126, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AGENCY-BASED VOTER REGISTRATION, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 13. The original bill is placed on the Unfavorable Calendar.

By Representative Nesbitt for the Committee on Appropriations:

Committee Substitute for **H.B. 657**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A MEDIATION PROGRAM FOR THE OFFICE OF ADMINISTRATIVE HEARINGS, with a favorable report, as amended.

H.B. 658, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A MEDIATION PROGRAM FOR THE INDUSTRIAL COMMISSION, with a favorable report, as amended.

Committee Substitute for **H.B. 1050**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE DNA DATABASE AND DATABANK ACT OF 1993, with a favorable report, as amended.

H.B. 1091, A BILL TO BE ENTITLED AN ACT TO PHASE IN STATEWIDE MEDIATED SETTLEMENT CONFERENCES IN SUPERIOR COURT ACTIONS, with a favorable report.

On motion of the Chair, the House recesses at 5:16 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

CALENDAR (continued)

H.B. 827, A BILL TO BE ENTITLED AN ACT TO ESTABLISH UNIFORMITY IN THE REGULATION OF ROADSIDE HUNTING.

Representative Mavretic offers Amendment No. 1 which is adopted.

Representative Hightower offers Amendment No. 2 which is adopted.

The bill, as amended, passes its second reading by electronic vote (88–16).

Representative Mavretic objects to the third reading. The bill remains on the Calendar.

H.B. 957, A BILL TO BE ENTITLED AN ACT TO REGULATE SMOKING IN PUBLIC PLACES AND TO ESTABLISH STANDARDS FOR LOCAL GOVERNMENTS ELECTING TO REGULATE SMOKING.

Representative Michaux offers Amendment No. 1 which is adopted.

Representative Colton offers Amendment No. 2.

Representative Michaux requests a ruling of the Chair on whether or not the amendment is germane to the title. The Speaker rules that the amendment is germane.

Amendment No. 2 fails of adoption by electronic vote (28–78).

Representative Luebke offers Amendment No. 3 which fails of adoption by electronic vote (52–55).

The bill, as amended, passes its second reading by electronic vote (77–31).

Representative Colton objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **H.B. 971**, A BILL TO BE ENTITLED AN ACT TO APPROVE A SYSTEM TO DEVELOP AND IMPLEMENT A SYSTEM FOR BUILDING IMPROVEMENT REPORTS, passes its second reading, by electronic vote (98–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 539, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA BUSINESS CORPORATION ACT AND TO AMEND G.S. 54–139 RELATING TO FOREIGN COOPERATIVE CORPORATIONS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

On motion of Representative Kennedy, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (97–0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

Committee Substitute for **H.B. 982**, A BILL TO BE ENTITLED AN ACT TO PERMIT INCREASED WEIGHTS FOR HAULING NORTH CAROLINA AGRICULTURAL COMMODITIES, passes its second reading, by electronic vote (98–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 1083**, A BILL TO BE ENTITLED AN ACT TO CONFORM STATE GAS PIPELINE PENALTY STANDARDS TO THE NEWLY ENACTED AMENDMENTS TO THE FEDERAL NATURAL GAS PIPELINE SAFETY ACT OF 1968, passes its second reading, by electronic vote (104–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 1077**, A BILL TO BE ENTITLED AN ACT TO DEFINE SEPTAGE, TO CLARIFY WHEN CHEMICAL OR PORTABLE TOILETS MAY BE USED, AND TO MAKE TECHNICAL AND CONFORMING CORRECTIONS.

On motion of Representative Hensley and without objection, consideration of the bill is postponed until May 12.

Committee Substitute for **H.B. 873**, A BILL TO BE ENTITLED AN ACT TO FULFILL THE INTENT OF THE INSURANCE EQUALITY STATUTE BY CORRECTING OMISSIONS IN THAT STATUTE, passes its second reading, by electronic vote (97–5), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 621**, A BILL TO BE ENTITLED AN ACT REGARDING COUPLING DEVICES FOR TRAILERS AND TOWED VEHICLES, passes its second reading, by electronic vote (103–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 877**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF COIN-OPERATED MACHINES, VIDEO GAMES, AND DEVICES AND TO INCREASE THE PUNISHMENT FOR CERTAIN GAMBLING OFFENSES.

Representative Daughtry requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

The bill passes its second reading, by electronic vote (91–2), and there being no objection is read a third time.

On motion of Representative Ramsey, the bill is withdrawn from the Calendar and placed on the Calendar of May 12.

Committee Substitute for **H.B. 863**, A BILL TO BE ENTITLED AN ACT TO RAISE SOME OF THE OFFENSES THAT CONSTITUTE THE IMPERSONATION OF A LAW-ENFORCEMENT OFFICER FROM MISDEMEANORS TO FELONIES, passes its second reading, by electronic vote (92–1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 991**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE RECOGNITION AND ENFORCEMENT IN NORTH CAROLINA OF CERTAIN JUDGMENTS RENDERED BY COURTS IN FOREIGN COUNTRIES, passes its second reading, by electronic vote (98–1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 20**, A BILL TO BE ENTITLED AN ACT TO MAKE EMPLOYEES PERSONALLY LIABLE FOR COSTS ASSOCIATED WITH STATE CONTRACTS ENTERED INTO IN VIOLATION OF PURCHASE AND CONTRACT LAWS AND RULES, passes its second reading, by electronic vote (97–1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 1089**, A BILL TO BE ENTITLED AN ACT RELATING TO THE DEFINITION OF PYROTECHNICS UNDER CHAPTER 14 OF THE NORTH CAROLINA GENERAL STATUTES, passes its second reading, by electronic vote (97–6), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 1092**, A BILL TO BE ENTITLED AN ACT TO REQUIRE JUVENILE COURT COUNSELORS TO NOTIFY SCHOOL OFFICIALS IN CERTAIN CASES WHEN A JUVENILE IS ADJUDICATED DELINQUENT AND IS ORDERED TO ATTEND SCHOOL AS A CONDITION OF PROBATION.

On motion of Representative P. Wilson, Committee Amendment No. 1 is adopted.

Representative Fitch offers Amendment No. 2 which is adopted.

Representative Arnold offers Amendment No. 3.

A division having been called, Amendment No. 3 fails of adoption by electronic vote (43–59).

The bill, as amended, passes its second reading, by electronic vote (92–8), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

Committee Substitute for **H.B. 977**, A BILL TO BE ENTITLED AN ACT TO AMEND THE ENTRY OF JUDGMENT RULE, RULE 58 OF THE RULES OF CIVIL PROCEDURE, AS REQUESTED BY THE NORTH CAROLINA BAR ASSOCIATION, passes its second reading, by electronic vote (91–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Michaux for the Committee on Judiciary I:

H.B. 924, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CERTIFICATION OF PROPERTY MAPPERS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 1043, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE HEALTH CARE POWER OF ATTORNEY AND THE UNIFORM ANATOMICAL GIFT ACT, with a favorable report, as amended.

H.B. 1151, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IT IS A MATTER OF STATE POLICY TO STRICTLY ENFORCE THE LITTERING LAW AND TO REQUIRE PERSONS WHO ARE CONVICTED OF LITTERING TO PICK UP LITTER UNDER A COMMUNITY SERVICE PROGRAM, with a favorable report, as amended.

By Representative Kennedy for the Committee on Courts and Justice:

H.B. 624, A BILL TO BE ENTITLED AN ACT TO REWRITE CHAPTER 55A OF THE GENERAL STATUTES RELATING TO NONPROFIT CORPORATIONS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 1148, A BILL TO BE ENTITLED AN ACT TO DIRECT THE ADMINISTRATIVE OFFICE OF THE COURTS TO DEVELOP AN EDUCATIONAL PROGRAM FOR DIVORCING COUPLES WITH CHILDREN, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

By Representative Jack Hunt for the Committee on Rules, Calendar, and Operations of the House:

H.B. 439, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO PUBLIC OFFICE UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 13. The original bill is placed on the Unfavorable Calendar.

H.B. 826, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT OF THE SENATE, with a favorable report, as amended.

By Representative Cunningham for the Committee on Insurance:

H.B. 1095, A BILL TO BE ENTITLED AN ACT TO PROHIBIT INSURERS FROM REQUIRING OR RECOMMENDING THE USE OF SPECIFIED REPAIR COMPANIES FOR MOTOR VEHICLE DAMAGE REPAIRS, with a favorable report, as amended.

By Representative Nye, Vice-Chair for the Committee on Appropriations:

H.B. 867, A BILL TO BE ENTITLED AN ACT RESTRICTING EXPENDITURES OF FUNDS DONATED TO THE FIRE DEPARTMENT OF THE TOWN OF NEWPORT, with a favorable report.

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate.

S.B. 630, A BILL TO BE ENTITLED AN ACT TO PERMIT RECIPIENTS OF TEACHING FELLOWS SCHOLARSHIP LOANS TO REPAY THEIR COMMITMENT TO THE STATE BY TEACHING FOR THREE CONSECUTIVE YEARS IN SCHOOL SYSTEMS LOCATED IN LOW-WEALTH COUNTIES, is read the first time and referred to the Committee on Education.

S.B. 794, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF WRIGHTSVILLE BEACH TO EXERCISE THE POWER OF EMINENT DOMAIN FOR PURPOSES OF ENGAGING IN BEACH EROSION CONTROL AND FLOOD AND HURRICANE PROTECTION WORKS, is read the first time and referred to the Committee on Judiciary II.

Committee Substitute for **S.B. 961,** A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN COUNTIES TO REGULATE JUNKYARDS ON NORTH CAROLINA ROUTES, is read the first time and referred to the Committee on Judiciary II.

S.B. 1007, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS TECHNICAL AND CONFORMING REVISIONS TO THE NURSING PRACTICE ACT, is read the first time and referred to the Committee on Judiciary II.

S.J.R. 1017, A JOINT RESOLUTION EXPRESSING OPPOSITION TO A FEDERAL REQUIREMENT TO WITHHOLD

FEDERAL-AID HIGHWAY FUNDS UNLESS CERTAIN STATUTES ARE ENACTED TO SUSPEND THE DRIVERS LICENSE OF FELONY CONVICTIONS OF DRUG-RELATED OFFENSES, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

S.B. 1021, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE COST OF EMERGENCY MEDICAL SERVICES FOR AN INMATE IN A LOCAL CONFINEMENT FACILITY SHALL BE PAID BY A THIRD-PARTY INSURER IF THE INMATE HAS SUCH INSURANCE, is read the first time and referred to the Committee on Insurance.

Committee Substitute for **S.B. 466**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE ORIGINAL CONTRACTING PRENEED LICENSEE TO RETAIN UP TO TEN PERCENT OF THE FUNDS WHEN TRANSFERRING TRUST DEPOSITS TO A SUCCESSOR FUNERAL ESTABLISHMENT, is read the first time and referred to the Committee on Financial Institutions.

Committee Substitute for **S.B. 579**, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE FINANCIAL MONITORING AND REGULATION OF EMPLOYERS THAT SELF-INSURE THEIR WORKERS' COMPENSATION LIABILITIES, is read the first time and referred to the Committee on Insurance.

Committee Substitute for **S.B. 603**, A BILL TO BE ENTITLED AN ACT TO MAKE SUBSTANTIVE CHANGES IN VARIOUS INSURANCE AND INSURANCE-RELATED LAWS, is read the first time and referred to the Committee on Insurance.

S.B. 735, A BILL TO BE ENTITLED AN ACT TO AMEND THE NATURAL AND SCENIC RIVERS ACT TO STRENGTHEN THE PROTECTION OF RIVERS AND THE RIVERS DESIGNATION PROCESS AND TO REQUIRE APPROVAL BY THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES OF COUNTY LAND-USE CONTROLS PRIOR TO DESIGNATION OF RIVERS, RECEIVING A THREE-FIFTHS MAJORITY VOTE, is read the first time and referred to the Committee on Environment.

Committee Substitute for **S.B. 623**, A BILL TO BE ENTITLED AN ACT TO MAKE IMPROVEMENTS IN THE LAWS GOVERNING HEALTH MAINTENANCE ORGANIZATIONS AND TO PROVIDE FOR THE LICENSING AND REGULATION OF PREFERRED PROVIDER ORGANIZATIONS, EXCLUSIVE PROVIDER PANELS, AND OTHER MANAGED CARE OPERATIONS, is read the first time and referred to the Committee on Insurance.

S.B. 773, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM CONCERNING THE EFFECTIVE DATES OF ORDINANCES ANNEXING TERRITORY TO THE CITY AND ANNEXATIONS BY PETITIONS, is read the first time and referred to the Committee on Local and Regional Government I.

S.B. 812, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE SUPPLEMENTAL RETIREMENT FUND FOR FIREFIGHTERS IN THE CITY OF HENDERSONVILLE, is read the first time and referred to the Committee on Pensions and Retirement.

Committee Substitute for **S.B. 921**, A BILL TO BE ENTITLED AN ACT TO ALLOW FAXING OF ABSENTEE BALLOTS FROM MILITARY VOTERS AND PERSONS OUTSIDE THE UNITED STATES, is read the first time and referred to the Committee on Judiciary I.

S.B. 1057, A BILL TO BE ENTITLED AN ACT CONCERNING FUNDING OF PUBLIC SCHOOLS IN GUILFORD COUNTY, is read the first time and referred to the Committee on Appropriations.

S.B. 1124, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT OF THE SENATE, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
May 11, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees on **H.B. 416**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ISSUANCE OF NEW SHELLFISH CULTIVATION LEASES IN CORE SOUND, to the end that when a similar action has been taken on the part of your Honorable Body, the Speaker may order the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

On motion of Representative Jack Hunt, seconded by Representative Culpepper, the House adjourns at 10:17 p.m. to reconvene May 12 at 1:00 p.m.

SIXTY-THIRD DAY

HOUSE OF REPRESENTATIVES
Wednesday, May 12, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May May 11 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Diamont, Lemmond, and Mercer for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Hensley for the Committee on Judiciary III:

H.B. 500, A BILL TO BE ENTITLED AN ACT TO STANDARDIZE THE INVESTIGATION AND DISCIPLINE OF LAW ENFORCEMENT OFFICERS AND TO PROVIDE FOR JUDICIAL REVIEW, with an unfavorable report.

H.B. 949, A BILL TO BE ENTITLED AN ACT TO IMPOSE A MANDATORY MINIMUM SENTENCE FOR SELLING OR DELIVERING DRUGS IN AMOUNTS NOT SUFFICIENTLY LARGE TO VIOLATE DRUG TRAFFICKING LAWS, with an unfavorable report.

H.B. 950, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SEPARATE OFFENSE PUNISHABLE BY A MANDATORY MINIMUM TEN YEARS IMPRISONMENT WITHOUT PAROLE, GOOD TIME, OR GAIN TIME FOR POSSESSION OF A CONCEALED WEAPON OR USE OF A DEADLY WEAPON DURING THE COMMISSION OF A FELONY DRUG OFFENSE, with an unfavorable report.

H.B. 951, A BILL TO BE ENTITLED AN ACT TO MAKE IT A FELONY TO DRIVE WITHOUT A LICENSE AFTER A LICENSE HAS BEEN SUSPENDED OR REVOKED FOR AN IMPAIRED DRIVING OR CONTROLLED SUBSTANCE VIOLATION, with an unfavorable report.

H.B. 962, A BILL TO BE ENTITLED AN ACT TO MAKE IT AN INFRACTION TO FAIL TO PAY THE LATE PAYMENT FEE ASSESSED FOR THE LATE RETURN OF A VIDEO CASSETTE TAPE, with an unfavorable report.

H.B. 1007, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SECOND JUVENILE CODE REVISION COMMITTEE TO STUDY THE PROVISIONS OF THE EXISTING JUVENILE CODE THAT RELATE TO DELINQUENCY AND RECOMMEND NECESSARY REVISIONS, with a favorable report.

H.B. 1154, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE THEFT OF PINE STRAW CONSTITUTES LARCENY AND TO CREATE A NEW ARTICLE REGULATING THE COLLECTION OR DISTRIBUTION OF PINE STRAW, with an unfavorable report.

By Representative Jarrell for the Permanent Subcommittee on Economic Expansion and Growth of the Standing Committee on Business and Labor, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 474, A BILL TO BE ENTITLED AN ACT TO ENLARGE THE PURPOSES OF THE NORTH CAROLINA SEAFOOD INDUSTRIAL PARK AUTHORITY TO INCLUDE THE PROMOTION OF GENERAL MARITIME ACTIVITIES, with a favorable report.

By Representative Luebke, Vice Chair for the Committee on Transportation:

H.B. 1158, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ERECTION OF OUTDOOR ADVERTISING ON A PORTION OF U.S. HIGHWAY 52 AND NORTH CAROLINA HIGHWAY 752 IN SURRY COUNTY, with a favorable report.

By Representative Redwine for the Committee on Business and Labor:

H.B. 979, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A MASTER APPLICATION SYSTEM FOR BUSINESS LICENSES AND TO APPROPRIATE FUNDS TO THE DEPARTMENT OF THE SECRETARY OF STATE TO IMPLEMENT THE MASTER APPLICATION SYSTEM, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representatives Hackney and G. Miller for the Committee on Finance:

Committee Substitute for **H.B. 747**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA VETERINARY PRACTICE ACT, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for May 17. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 908**, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES THAT ADDRESS SUITS BROUGHT BY INDIGENTS AND APPEALS PROSECUTED BY INDIGENTS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for May 17. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Wilmoth for the Permanent Subcommittee on Travel and Tourism of the Standing Committee on Business and Labor, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 524, A BILL TO BE ENTITLED AN ACT TO PERMIT CHILDREN UNDER SIXTEEN YEARS OF AGE TO BE EMPLOYED BY THEIR PARENTS ON THE PREMISES OF A BUSINESS HOLDING AN ABC PERMIT, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Baddour, Bowman, Colton, Griffin, Judy Hunt, Nesbitt, and Warner:

H.B. 1349, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AN INTERDISCIPLINARY DIABETES PROGRAM AT THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL SCHOOL OF MEDICINE, is referred to the Committee on Appropriations.

By Representatives Baddour, Colton, Griffin, and Kuczmarski:

H.B. 1350, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE OPERATION OF FIVE ADDITIONAL HEAD START PARENT AND CHILD CENTERS, is referred to the Committee on Appropriations.

By Representatives Holt and Bowman:

H.B. 1351, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE ISSUE OF TEMPORARY EMPLOYMENT IN NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Holt and Bowman:

H.B. 1352, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE HISTORICAL OUTDOOR DRAMA "PATHWAYS TO FREEDOM", is referred to the Committee on Appropriations.

By Representatives Holt, Beall, Bowman, D. Brown, Church, Cummings, Fussell, Gottovi, Griffin, Hensley, Hill, H. Hunter, Jarrell, Jeffus, Joye, Luebke, Lutz, McLawhorn, B. Miller, Miner, Nye, Oldham, Ramsey, Richardson, Spears, Sutton, Warner, and Wilmoth:

H.B. 1353, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO REINSTATE TEACHER LONGEVITY PAY, is referred to the Committee on Appropriations.

By Representatives Holt and Bowman:

H.B. 1354, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL COSTS FOR SHELTERED WORKSHOPS, is referred to the Committee on Appropriations.

By Representatives Holt and Gist:

H.B. 1355, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE EXEMPTION FROM COURT COSTS FOR SEAT BELT,

HELMET, HEADLIGHT, ABC, AND HUNTING VIOLATIONS, TO IMPOSE A FEE FOR REPORTING FAILURES TO APPEAR AND COMPLY, AND TO INCREASE FEES IN THE GENERAL COURT OF JUSTICE, is referred to the Committee on Courts and Justice.

By Representative Justus:

H.B. 1356, A BILL TO BE ENTITLED AN ACT TO TAX CONCENTRATED FRUIT JUICE WITH SUGAR ADDED AT THE SAME TAX RATE AS BOTTLED SOFT DRINKS, is referred to the Committee on Finance.

By Representatives Fitch, Bowman, Hill, and McLawhorn:

H.B. 1357, A BILL TO BE ENTITLED AN ACT TO ALLOW VOLUNTARY MEDICAL AND ORGAN DONOR INFORMATION TO BE PLACED ON DRIVERS LICENSE AND SPECIAL IDENTIFICATION CARDS AND TO SET FEES FOR THESE SPECIAL DRIVERS LICENSES, is referred to the Committee on Transportation.

By Representatives Colton and Bowman:

H.B. 1358, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA STATE MUSEUM OF NATURAL SCIENCES, is referred to the Committee on Appropriations.

By Representative Colton:

H.B. 1359, A BILL TO BE ENTITLED AN ACT TO ALLOW AN INCOME TAX CREDIT FOR EXPENDITURES TO REHABILITATE A CERTIFIED HISTORIC STRUCTURE, is referred to the Committee on Finance.

By Representatives Spears, DeVane, Kinney, McAllister, Nye, Richardson, Smith, and Warner:

H.B. 1360, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE AIRBORNE AND SPECIAL OPERATIONS MUSEUM AT FORT BRAGG, is referred to the Committee on Appropriations.

By Representatives Lutz and Jack Hunt:

H.B. 1361, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR OPERATING EXPENSES OF COUNTY FACILITIES IN CLEVELAND, RUTHERFORD, GASTON, AND POLK COUNTIES, is referred to the Committee on Appropriations.

By Representatives Redwine, Baddour, Bowman, Burton, Church, Cummings, Flaherty, Gottovi, Griffin, Hall, Hensley, Hill, R. Hunter, Ives, Jeffus, Joye, Kuczmarski, McLawhorn, Miner, Mitchell, Morgan, Richardson, Smith, Spears, and Wilmoth:

H.B. 1362, A BILL TO BE ENTITLED AN ACT TO EXPAND THE TAX CREDITS FOR QUALIFIED BUSINESS INVESTMENTS, is referred to the Committee on Finance.

By Representatives Redwine, Culpepper, Gottovi, Hill, James, Nye, and Wright:

H.B. 1363, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR MARINE SCIENCES AT THE UNIVERSITY OF NORTH CAROLINA AT WILMINGTON AND AT ELIZABETH CITY STATE UNIVERSITY, is referred to the Committee on Appropriations.

By Representatives Crawford, Beall, Berry, J. Brown, Burton, Colton, Flaherty, Gamble, Holmes, Judy Hunt, Ives, Jenkins, Justus, Nesbitt, Ramsey, Stamey, G. Thompson, and Wilmoth:

H.B. 1364, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA CENTER FOR CREATIVE RETIREMENT, is referred to the Committee on Appropriations.

By Representatives Diamont, Colton, and Smith:

H.B. 1365, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE ECKERD WILDERNESS CAMP FOR TROUBLED YOUTH, is referred to the Committee on Appropriations.

By Representatives Diamont, Bowman, Smith:

H.B. 1366, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CONSTRUCTION OF THE STATE BUREAU OF INVESTIGATION COMPLEX, is referred to the Committee on Appropriations.

By Representatives Nesbitt, Bowman, Colton, and Crawford:

H.B. 1367, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE WESTERN NORTH CAROLINA FARMERS MARKET, is referred to the Committee on Appropriations.

By Representatives Nesbitt, Colton, and Crawford:

H.B. 1368, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE WESTERN NORTH CAROLINA AGRICULTURAL CENTER, is referred to the Committee on Appropriations.

By Representatives Nesbitt, Colton, and Crawford:

H.B. 1369, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE MOUNTAIN HORTICULTURAL CROPS RESEARCH STATION AT FLETCHER, is referred to the Committee on Appropriations.

By Representatives Robinson, Flaherty, and G. Thompson:

H.B. 1370, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CALDWELL COUNCIL ON ADOLESCENT HEALTH, INC., FOR THE ADOLESCENT PREGNANCY PROJECT, is referred to the Committee on Appropriations.

By Representatives Robinson, Flaherty, and G. Thompson:

H.B. 1371, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DIVISION OF FOREST RESOURCES, DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO ESTABLISH AND SUPPORT THREE FIRE PREVENTION AND FIRE-FIGHTING POSITIONS TO SERVE THE MOUNTAIN AREA OF THE STATE, is referred to the Committee on Appropriations.

By Representatives G. Miller, Baddour, Bowman, Burton, Cummings, Griffin, Hall, Hensley, R. Hunter, Jeffus, Joye, Morgan, Richardson, and Smith:

H.B. 1372, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO PERMIT CITIES AND COUNTIES TO ISSUE BONDS TO FINANCE THE PUBLIC PORTION OF ECONOMIC DEVELOPMENT PROJECTS, is referred to the Committee on Finance.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 61,** A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE NORTH CAROLINA ALCOHOLIC BEVERAGE CONTROL COMMISSION CONSIDER VARIOUS FACTORS PRIOR TO GRANTING ABC PERMITS, TO LENGTHEN THE PERIOD OF NOTICE TO LOCAL GOVERNMENTS, AND TO CLARIFY THAT NO NOTICE NEED BE GIVEN TO LOCAL GOVERNMENTS UNLESS THE PERMIT IS PERMANENT, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 135,** A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO CLARIFY POLICY CONCERNING CORRECTION ENTERPRISES, is read the first time and referred to the Committee on Appropriations.

Committee Substitute for **S.B. 242,** A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO DIRECT THE GOVERNOR TO CONDUCT ORGANIZATIONAL AND STAFFING ANALYSES OF STATE AGENCIES, is read the first time and referred to the Committee on State Government.

S.J.R. 334, A JOINT RESOLUTION TO IMPLEMENT A RECOMMENDATION OF THE MENTAL HEALTH STUDY COMMISSION ADOPTING THE CHILD AND ADOLESCENT ALCOHOL AND OTHER DRUG ABUSE PLAN AS POLICY GUIDANCE FOR THE DEVELOPMENT OF SERVICES, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

S.B. 455, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GENERAL STATUTES

COMMISSION TO REQUIRE THAT MAPS RECORDED IN THE OFFICE OF THE REGISTER OF DEEDS MUST HAVE A SURVEYOR'S ORIGINAL SIGNATURE AND SEAL IN ORDER TO BE RELIED UPON AND THAT ALL OTHER MAPS MUST CONTAIN A CAUTIONARY LEGEND, is read the first time and referred to the Committee on Courts and Justice.

S.B. 483, A BILL TO BE ENTITLED AN ACT TO ENACT ARTICLE 4A OF THE UNIFORM COMMERCIAL CODE AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is read the first time and referred to the Committee on Courts and Justice.

S.B. 535, A BILL TO BE ENTITLED AN ACT TO CLARIFY REMEDIES FOR RETURNED CHECKS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is read the first time and referred to the Committee on Courts and Justice.

S.B. 536, A BILL TO BE ENTITLED AN ACT TO CHANGE THE DATE FOR PUBLICATION OF THE ROSTER OF LICENSED GENERAL CONTRACTORS AND TO MAKE OTHER CONFORMING AND TECHNICAL CHANGES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is read the first time and referred to the Committee on Courts and Justice.

Committee Substitute for **S.B. 558**, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SENATE PRESIDENT PRO TEMPORE, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute for **S.B. 586**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS, CLARIFICATIONS, AND CORRECTIONS IN VARIOUS INSURANCE AND INSURANCE-RELATED LAWS, is read the first time and referred to the Committee on Insurance.

S.J.R. 594, A JOINT RESOLUTION SUPPORTING THE ESTABLISHMENT OF THE NORTH CAROLINA CENTER FOR THE BOOK, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

S.B. 746, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW WITH REGARD TO THE REJECTION OF COMPETITIVE BIDS FOR GOODS AND SERVICES, is read the first time and referred to the Committee on State Government.

S.B. 761, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE GOVERNOR'S COORDINATING COMMITTEE ON THE AMERICANS WITH DISABILITIES ACT TO REPORT QUARTERLY TO THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute for **S.B. 768**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF CHARLOTTE TO ENTER INTO A

JOINT DEVELOPMENT PROJECT, is read the first time and referred to the Committee on Local and Regional Government I.

Committee Substitute for **S.B. 772**, A BILL TO BE ENTITLED AN ACT CLARIFYING THE AUTHORITY OF THE CITIES TO PERMIT THE CLOSING OF UNOPENED STREETS, THE RETENTION OF UTILITY EASEMENTS, AND THE DIVISION OF RIGHT-OF-WAY IN TYPICAL STREET CLOSINGS, AND ESTABLISHING PROCEDURES FOR APPEALS OF STREET CLOSINGS, is read the first time and referred to the Committee on Judiciary II.

S.B. 774, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF DURHAM TO AUTHORIZE THE CITY COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO MAKE, APPROVE, AWARD, AND EXECUTE SERVICE CONTRACTS AND MAKE CONTRACTS FOR THE PURCHASE OF APPARATUS, SUPPLIES, EQUIPMENT AND MATERIAL, is read the first time and referred to the Committee on Local and Regional Government I.

S.B. 782, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARLOTTE CITY CHARTER TO RAISE THE THRESHOLD BELOW WHICH THE CITY MANAGER MAY APPROVE THE ACQUISITION OR SALE OF REAL PROPERTY WHEN THE PROPERTY IS BEING ACQUIRED OR SOLD FOR THE PURPOSE OF INCREASING THE SUPPLY OF AFFORDABLE HOUSING AVAILABLE TO LOW OR MODERATE INCOME PERSONS, is read the first time and referred to the Committee on Local and Regional Government I.

S.B. 795, A BILL TO BE ENTITLED AN ACT TO MAKE ELECTION DAY A HOLIDAY FOR ALL CHILDREN ENROLLED IN THE BURKE COUNTY SCHOOLS, is read the first time and referred to the Committee on Local and Regional Government II.

Committee Substitute for **S.B. 799**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON, AFTER A FINDING OF PROBABLE CAUSE OR INDICTMENT FOR COMMITTING CERTAIN SEX OFFENSES AND A FINDING OF PROBABLE CAUSE OF TRANSMISSION OF THE AIDS VIRUS, SHALL BE TESTED FOR AIDS UPON THE REQUEST OF THE VICTIM THROUGH THE DISTRICT ATTORNEY, is read the first time and referred to the Committee on Judiciary I.

S.B. 806, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VOTER REGISTRATION SHALL BE THE SOLE CRITERIA FOR ALLOCATING VOTING MACHINES AMONG PRECINCTS, is read the first time and referred to the Committee on Judiciary I.

S.B. 817, A BILL TO BE ENTITLED AN ACT TO EXEMPT ROCKINGHAM COUNTY FROM CERTAIN ZONING NOTICE REQUIREMENTS, is read the first time and referred to the Committee on Local and Regional Government I.

Committee Substitute for **S.B. 825**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM CERTAIN STATE ROADS IN CRAVEN COUNTY, is read the first time and referred to the Committee on Judiciary II.

S.B. 837, A BILL TO BE ENTITLED AN ACT TO ALLOW THE COUNTY OF DURHAM TO PERMIT THE INCLUSION OF DISADVANTAGED BUSINESS ENTERPRISE REQUIREMENTS IN SPECIFICATIONS FOR CONTRACTS, is read the first time and referred to the Committee on Local and Regional Government I.

S.B. 838, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO PERMIT THE INCLUSION OF DISADVANTAGED BUSINESS ENTERPRISE REQUIREMENTS IN SPECIFICATIONS FOR CONTRACTS, is read the first time and referred to the Committee on Local and Regional Government I.

S.B. 855, A BILL TO BE ENTITLED AN ACT TO EXEMPT STOKES COUNTY FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING ZONING ORDINANCES FOR WATER SUPPLY WATERSHED PROTECTION, is read the first time and referred to the Committee on Local and Regional Government I.

S.B. 859, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF REIDSVILLE TO ALTER THE SIZE AND METHOD OF ELECTING THE CITY COUNCIL, is read the first time and referred to the Committee on Local and Regional Government I.

Committee Substitute for **S.B. 902**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAWS CONCERNING BICYCLE HAND SIGNALS, is read the first time and referred to the Committee on Transportation.

S.B. 981, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF ALBEMARLE WITH RESPECT TO THE DISTRIBUTION OF THE NET PROCEEDS FROM THE OPERATION OF ALCOHOLIC BEVERAGE CONTROL STORES, is read the first time and referred to the Committee on Local and Regional Government I.

S.B. 983, A BILL TO BE ENTITLED AN ACT TO ADOPT THE COUNCIL-MANAGER FORM OF GOVERNMENT FOR THE TOWN OF MANTEO, is read the first time and referred to the Committee on Local and Regional Government I.

CALENDAR

Action is taken on the following:

CONFERENCE REPORT

Representative Smith moves the adoption of the following Conference Report.

H.B. 416

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **H.B. 416**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ISSUANCE OF NEW SHELLFISH CULTIVATION LEASES IN CORE SOUND,

wish to report as follows: The Senate recedes from Senate Amendment #2.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 11th day of May, 1993.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Beverly M. Perdue	S/ Ronald L. Smith
S/ Charles W. Albertson	S/ Robert Grady
S/ R. L. Martin	S/ William L. Wainwright

The Conference Report is adopted, by electronic vote (98-0), and the Senate is so notified by Special Message.

The Speaker orders the bill enrolled.

Committee Substitute for **H.B. 753**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW RELATING TO ACQUISITION BY THE TOWN OF CARY OF STREET RIGHT-OF-WAY OUTSIDE THE CORPORATE LIMITS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dockham, Easterling, Edwards, Ellis, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Green, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, R. Hunter, Ives, James, Jarrell, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, P. Wilson, and Wright - 97.

Voting in the negative: None.

Excused absences: Representatives Diamont, Lemmond, and Mercer - 3.

H.B. 521, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY COUNCIL OF THE CITY OF DURHAM TO DELEGATE TO THE CITY MANAGER AUTHORITY TO APPROVE PETITIONS FOR WATER AND SEWER SERVICE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dockham, Easterling, Edwards, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wright - 106.

Voting in the negative: None.

Excused absences: Representatives Diamont, Lemmond, and Mercer - 3.

H.B. 781, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF DURHAM TO PROCEED WITH CONDEMNATION OF REAL PROPERTY WHEN OWNERSHIP IS TRANSFERRED, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dockham, Edwards, Esposito, Flaherty, Fussell, Gardner, Gist, Gottovi, Grady, Green, Griffin, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, and P. Wilson - 95.

Voting in the negative: None.

Excused absences: Representatives Diamont, Lemmond, and Mercer - 3.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Fitch and without objection, **H.B. 1108**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A

LIMITATION FOR CIVIL ACTIONS BASED ON PERSONAL INJURY OR ILLNESS CAUSED BY CHILDHOOD SEXUAL ABUSE, is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

CALENDAR (continued)

H.B. 763, A BILL TO BE ENTITLED AN ACT TO ALLOW PENDER COUNTY AND ITS MUNICIPALITIES TO SPECIFY BY INTERLOCAL AGREEMENT A REDISTRIBUTION OF LOCAL SALES TAX REVENUES NOT RESTRICTED BY LAW, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 867, A BILL TO BE ENTITLED AN ACT RESTRICTING EXPENDITURES OF FUNDS DONATED TO THE FIRE DEPARTMENT OF THE TOWN OF NEWPORT, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 665**, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE REGULATION OF CREDIT INSURANCE AND LOWER PREMIUM RATES CHARGED FOR CREDIT INSURANCE.

Representative Hall is excused from voting pursuant to Rule 24.1A.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dockham, Edwards, Ellis, Esposito, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hayes, Hensley, Hightower, Holmes, Holt, Howard, Judy Hunt, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Justus, Kennedy, Kinney, Kuczmarski, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wright - 98.

Voting in the negative: None.

Excused absences: Representatives Diamont, Lemmond, and Mercer - 3.

Excused vote: Representative Hall.

Committee Substitute for **H.B. 1102**, A BILL TO BE ENTITLED AN ACT TO CREATE THE PESTICIDE ENVIRONMENTAL TRUST FUND, TO BE FUNDED BY AN ASSESSMENT FOR EACH BRAND OR GRADE OF PESTICIDE REGISTERED.

On motion of Representative DeVane, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Colton, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Hall, Hayes, Hensley, Hightower, Hill, Holt, Howard, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLawhorn, Michaux, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Spears, Stewart, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wright - 94.

Voting in the negative: None.

Excused absences: Representatives Diamont, Lemmond, and Mercer - 3.

Committee Substitute for **H.B. 1008**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CLASS I FELONY TO POSSESS OR CARRY A FIREARM ON SCHOOL PROPERTY OR TO AID A MINOR TO POSSESS OR CARRY A WEAPON ON SCHOOL PROPERTY, TO REQUIRE THE REPORTING OF WEAPONS ON SCHOOL PROPERTY, TO REQUIRE SAFE STORAGE OF FIREARMS TO PROTECT MINORS, AND TO REQUIRE A WARNING ABOUT SAFE STORAGE UPON SALE OR TRANSFER OF A FIREARM.

Representative P. Wilson offers Amendment No. 1 which is adopted by electronic vote (55-48).

The bill, as amended, passes its third reading, by electronic vote (78-28), and is ordered engrossed and sent to the Senate by Special Message.

H.B. 827, A BILL TO BE ENTITLED AN ACT TO ESTABLISH UNIFORMITY IN THE REGULATION OF ROADSIDE HUNTING.

Representative Ramsey offers Amendment No. 3 which is adopted by electronic vote (97-0).

Representative Nichols offers Amendment No. 4 which is adopted by electronic vote (88-7).

Representative Alphin offers Amendment No. 5 which is adopted by electronic vote (97–2).

The bill, as amended, passes its third reading, by electronic vote (84–17), and is ordered engrossed and sent to the Senate by Special Message.

H.B. 957, A BILL TO BE ENTITLED AN ACT TO REGULATE SMOKING IN PUBLIC PLACES AND TO ESTABLISH STANDARDS FOR LOCAL GOVERNMENTS ELECTING TO REGULATE SMOKING.

Representative Colton offers Amendment No. 4.

Representative Colton calls the previous question on the amendment and the call is sustained.

Amendment No. 4 fails of adoption by electronic vote (53–58).

Representative Gottovi offers Amendment No. 5.

Representative Stewart moves, seconded by Representative Creech, that Amendment No. 5 do lie upon the table. The motion fails by electronic vote (38–74).

Amendment No. 5 is adopted by electronic vote (72–36).

Representative Michaux calls the previous question on the passage of the bill and the call is sustained by electronic vote (91–22).

The bill, as amended, passes its third reading, by electronic vote (80–33), and is ordered engrossed and sent to the Senate by Special Message.

Committee Substitute for **H.B. 877**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF COIN-OPERATED MACHINES, VIDEO GAMES, AND DEVICES AND TO INCREASE THE PUNISHMENT FOR CERTAIN GAMBLING OFFENSES.

Representative Daughtry is excused from voting pursuant to Rule 24.1A.

Representative Cunningham offers Amendment No. 1 which is adopted by electronic vote (93–2).

The bill, as amended, passes its third reading, by electronic vote (94–4), and is ordered engrossed and sent to the Senate by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Fussell for the Committee on Public Employees:

H.B. 275, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT

PERFORMANCE AUDIT COMMITTEE TO DISCONTINUE LONGEVITY PAY SCHEDULES, BUT TO ALLOW EMPLOYEES AND OFFICERS CURRENTLY RECEIVING LONGEVITY TO CONTINUE TO RECEIVE IT AT A FROZEN LEVEL, without prejudice, and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 324, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO EQUALIZE LONGEVITY PAY SCHEDULES, EXCEPT AS LIMITED BY THE NORTH CAROLINA CONSTITUTION, without prejudice and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 325, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO EQUALIZE THE LONGEVITY PAY SCHEDULES, EXCEPT AS LIMITED BY THE NORTH CAROLINA CONSTITUTION BUT TO ALLOW EMPLOYEES AND OFFICERS CURRENTLY RECEIVING LONGEVITY AT A HIGHER LEVEL TO CONTINUE TO RECEIVE IT AT A FROZEN LEVEL, without prejudice and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 327, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO DISCONTINUE LONGEVITY PAY SCHEDULES, EXCEPT AS LIMITED BY THE NORTH CAROLINA CONSTITUTION, without prejudice and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 558, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE EMPLOYMENT STATUS OF SELECT STAFF IN THE DEPARTMENT OF COMMUNITY COLLEGES, with a favorable report.

H.B. 514, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LAW EXEMPTING THE DIVISION OF YOUTH SERVICES' VOCATIONAL TEACHERS FROM THE EDUCATIONAL REQUIREMENTS OF CRIMINAL JUSTICE CERTIFICATION, with a favorable report.

H.B. 1080, A BILL TO BE ENTITLED AN ACT TO INCREASE THE NUMBER OF MEMBERS OF THE STATE PERSONNEL COMMISSION AND TO PROVIDE THAT PANELS OF MEMBERS OF THE STATE PERSONNEL COMMISSION MAY EXERCISE CERTAIN COMMISSION POWERS, with a favorable report and

recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 1101, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MINIMUM LEAVE GRANTED TO STATE EMPLOYEES AND TO PROVIDE FOR CONVERSION OF VACATION LEAVE TO SICK LEAVE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

CALENDAR (continued)

Committee Substitute for **H.B. 983**, A BILL TO BE ENTITLED AN ACT TO PROVIDE A WAITING PERIOD FOR ISSUANCE OF A PISTOL PERMIT AND TO PROVIDE THAT PISTOL PERMITS ARE ISSUED BY THE SHERIFF IN ALL COUNTIES.

Representative Michaux calls the previous question on the passage of the bill and the call is sustained.

The bill fails to passes its second reading by electronic vote (46-59).

Representative Bowie states that her voting equipment malfunctioned and she requests to be recorded as voting "no". The Speaker grants this request. The adjusted vote on the bill is (46-60).

Committee Substitute for **H.B. 504**, A BILL TO BE ENTITLED AN ACT TO CLARIFY RECORD PROTECTION DURING ONGOING OSHA INVESTIGATIONS, passes its second reading, by electronic vote (89-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 599**, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENT OF NOTICE TO EMPLOYEES ABOUT WAGE AND HOUR TERMS OF EMPLOYMENT.

Representative Brawley moves that the bill be temporarily displaced.

A division having been called, the motion to displace fails by electronic vote (40-43).

Representative Mitchell offers Amendment No. 1.

On motion of Representative Beall, seconded by Representative Wright, Amendment No. 1 is tabled by electronic vote (51-46).

The bill passes its second reading by electronic vote (93-9).

Representative Creech objects to the third reading. The bill remains on the Calendar.

REMOVAL OF OBJECTION TO THIRD READING

Representative Creech removes his objection to the third reading of Committee Substitute for **H.B. 599**, A BILL TO BE ENTITLED AN

ACT TO AMEND THE REQUIREMENT OF NOTICE TO EMPLOYEES ABOUT WAGE AND HOUR TERMS OF EMPLOYMENT.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

SUSPENSION OF RULE

On motion of Representative Bowen, Rule 5 is suspended and Committee Substitute for **S.B. 708**, A BILL TO BE ENTITLED AN ACT TO ALLOW BURKE, HARNETT, LEE, MCDOWELL, MADISON, NASH, POLK, SAMPSON, AND YANCEY COUNTIES AND THE CITIES OF ANGIER, BROADWAY, BURNSVILLE, CLINTON, COATS, CONNELLY SPRINGS, DREXEL, DUNN, ERWIN, GLEN ALPINE, HILDEBRAN, HOT SPRINGS, LILLINGTON, MARION, MARS HILL, MARSHALL, MONROE, MORGANTON, OLD FORT, RHODHISS, ROCKY MOUNT, SANFORD AND VALDESE TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY A DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, is re-calendared for immediate consideration.

The bill passes its second reading, by electronic vote (99-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

CALENDAR (continued)

H.B. 915, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A METHOD FOR PARENTS TO AUTHORIZE CONSENT BY ANOTHER FOR HEALTH CARE FOR THE PARENTS' MINOR CHILD.

On motion of Representative Griffin, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (98-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

H.B. 978, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE LAWS PERTAINING TO ALIMONY, AS RECOMMENDED BY THE FAMILY LAW SECTION OF THE NORTH CAROLINA BAR ASSOCIATION.

Representative Hackney offers Amendment No. 1 which is adopted.

Representative Flaherty offers Amendment No. 2.

Representative Flaherty calls the previous question on the amendment and the call is sustained.

Amendment No. 2 fails of adoption by electronic vote (49–51).

Representative Culpepper offers Amendment No. 3.

Representative Flaherty moves that the bill and the pending amendment be temporarily displaced. The motion fails by electronic vote (47–55).

Amendment No. 3 is adopted by electronic vote (83–23).

Representative Berry offers Amendment No. 4.

A division having been called, Amendment No. 4 is adopted by electronic vote (71–23).

Representative Michaux calls the previous question on the passage of the bill.

A division having been called, the call for the previous question is sustained by electronic vote (61–39).

The bill, as amended, passes its second reading by electronic vote (57–44).

Representative Balmer objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **H.B. 396**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF REGISTERS OF DEEDS TO ADOPT LOCAL INDEXING RULES AND TO DELAY THE EFFECTIVE DATE OF THE LAW REQUIRING REGISTERS OF DEEDS TO COMPLY WITH MINIMUM INDEXING STANDARDS FOR LAND RECORDS MANAGEMENT, passes its second reading, by electronic vote (93–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 1098**, A BILL TO BE ENTITLED AN ACT TO REQUIRE CONTRACTS FOR THE PURCHASE OF ADVERTISING IN FOR-PROFIT WRITTEN PERIODICALS TO INCLUDE CERTAIN TERMS, INCLUDING A STATEMENT OF THE CIRCULATION OF THE PERIODICAL, AND TO PROVIDE REMEDIES FOR THE PURCHASER IN THE EVENT THE SELLER FAILS TO COMPLY.

On motion of Representative Easterling and without objection, the bill is temporarily displaced.

Committee Substitute for **H.B. 1077**, A BILL TO BE ENTITLED AN ACT TO DEFINE SEPTAGE, TO CLARIFY WHEN CHEMICAL OR PORTABLE TOILETS MAY BE USED, AND TO MAKE TECHNICAL AND CONFORMING CORRECTIONS.

Representative H. Hunter offers Amendment No. 1 which is adopted.

Representative Brawley offers Amendment No. 2 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (91-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

H.B. 958, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR HOMEOWNER AND CONDOMINIUM ASSOCIATION LIENS.

On motion of Representative B. Miller, Committee Amendment No. 1 is adopted.

On motion of Representative Nesbitt, the bill, as amended, is withdrawn from the Calendar and re-referred to the Committee on Judiciary III.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative R. Hunter for the Committee on Judiciary II:

H.B. 37, A BILL TO BE ENTITLED AN ACT TO EXEMPT AGRICULTURAL TRAILERS FROM MOTOR VEHICLE LIGHTING REQUIREMENTS DURING DAYLIGHT HOURS, with a favorable report, as amended.

H.B. 647, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR LIEN RIGHTS FOR PERSONS WHO FABRICATE PRODUCTS FROM DIES, MOLDS, FORMS, OR PATTERNS, AND TO LIMIT MOLDERS' OBLIGATIONS TO RETAIN DIES, MOLDS, FORMS, OR PATTERNS, with a favorable report, as amended.

By Representative Hensley for the Committee on Judiciary III:

H.B. 1032, A BILL TO BE ENTITLED AN ACT TO CREATE THE RESIDENTIAL PROPERTY DISCLOSURE ACT, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

ENROLLED BILL

The following is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 708, AN ACT TO ALLOW BURKE, HARNETT, LEE, MCDOWELL, MADISON, NASH, POLK, SAMPSON, AND YANCEY COUNTIES AND THE CITIES OF ANGIER, BROADWAY, BURNSVILLE, CLINTON, COATS, CONNELLY

SPRINGS, DREXEL, DUNN, ERWIN, GLEN ALPINE, HILDEBRAN, HOT SPRINGS, LILLINGTON, MARION, MARS HILL, MARSHALL, MONROE, MORGANTON, OLD FORT, RHODHISS, ROCKY MOUNT, SANFORD AND VALDESE TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY A DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE. (CHAPTER 42)

On motion of the Speaker, the House recesses at 6:00 p.m.

RECESS

The House meets pursuant to recess and is called to order by the Speaker.

CALENDAR (continued)

Committee Substitute for **H.B. 986**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING DANGEROUS DOGS, passes its second reading by electronic vote (89–0).

Representative Arnold objects to the third reading. The bill remains on the Calendar.

Representative Arnold withdraws his objection to the third reading.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

SUSPENSION OF RULE

On motion of the Speaker and without objection, Rule 20(c) is suspended in order that the time allowed for voting may be ten seconds instead of fifteen seconds.

CALENDAR (continued)

Committee Substitute for **H.B. 1119**, A BILL TO BE ENTITLED AN ACT REGARDING THE ESTABLISHMENT OF PATERNITY OF A CHILD BY AFFIDAVIT, CHANGING THE LAWS OF EVIDENCE RELATING TO PATERNITY TESTING IN CIVIL ACTIONS, AND GIVING PRIORITY TO THE TRIAL OF PATERNITY ACTIONS.

Representative Hackney offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (99–0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

Committee Substitute for **H.B. 611**, A BILL TO BE ENTITLED AN ACT TO AMEND THE COMPOSITION, APPOINTMENT PROCESS, TERMS, COMPENSATION, AND DUTIES OF THE ADVISORY COUNCIL FOR THE DIVISION OF VOCATIONAL

REHABILITATION SERVICES, passes its second reading, by electronic vote (93–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 946**, A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN NONPROFIT BUSINESSES THAT PROVIDE SUPPORTED EMPLOYMENT FOR THE DISABLED TO COME WITHIN THE PURVIEW OF THE STATE POLICY THAT PROMOTES THE USE OF MINORITY, PHYSICALLY HANDICAPPED, AND WOMEN CONTRACTORS FOR STATE CONTRACTS, passes its second reading, by electronic vote (90–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 513**, A BILL TO BE ENTITLED AN ACT TO MANDATE A SINGLE PORTAL OF ENTRY AND EXIT POLICY FOR SERVICES FOR INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES.

Representative Nye offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (90–0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

H.B. 772, A BILL TO BE ENTITLED AN ACT TO ALLOW EARLY VOTING.

Representative Grady offers Amendment No. 1 which is adopted.

Representative Michaux calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading by electronic vote (68–26).

Representative G. Thompson objects to the third reading. The bill remains on the Calendar.

H.B. 795, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW PERTAINING TO THE PROHIBITION OF CERTAIN SOLICITATION BY HEALTH CARE PROVIDERS.

On motion of Representative G. Miller, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (89–3), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

H.B. 937, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE PARTIES TO A CLAIM FOR EQUITABLE DISTRIBUTION TO EXCHANGE AN INVENTORY AFFIDAVIT.

On motion of Representative Hackney, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (97-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

H.B. 1027, A BILL TO BE ENTITLED AN ACT PROVIDING THAT ANY FORUM SELECTION PROVISION IN A CONTRACT ENTERED INTO IN NORTH CAROLINA IS VOID AS AGAINST PUBLIC POLICY, passes its second reading by electronic vote (71-19).

Representative Hackney objects to the third reading. The bill remains on the Calendar.

H.B. 585, A BILL TO BE ENTITLED AN ACT TO MAKE STATEWIDE CERTAIN HOUSING CODE LEGISLATION THAT NOW APPLIES ONLY TO LARGER JURISDICTIONS.

On motion of Representative Wright and without objection, consideration of the bill is postponed until May 24.

H.B. 1001, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE LOCAL BOARDS OF EDUCATION TO RENOVATE OLD SCHOOL BUILDINGS INSTEAD OF REPLACING THEM.

On motion of Representative Jack Hunt, Committee Amendment No. 1 is adopted.

Pursuant to Rule 20(c), the Speaker directs that the time allowed for voting be changed from 10 seconds to 5 seconds.

The bill, as amended, passes its second reading, by electronic vote (85-13), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

S.B. 218, A BILL TO BE ENTITLED AN ACT TO DIRECT THE JOINT COMMITTEE ON TEACHER EDUCATION TO REPORT TO THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE INSTEAD OF THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS, passes its second reading, by electronic vote (92-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H.B. 1045, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CITIES AND COUNTIES TO CONTRACT WITH NON-EMPLOYEES TO CONDUCT BUILDING INSPECTIONS.

On motion of Representative Cunningham, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (91–0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

H.J.R. 1247, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE GENERAL ASSEMBLY TO CONSIDER ACTION ON THE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION, passes its second reading, by electronic vote (90–0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 363, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO DEVELOP JOINT TRAINING ON CHILD ABUSE AND NEGLECT INVESTIGATIONS AND CRIMINAL PROSECUTION.

On motion of Representative Easterling, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (83–0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

H.B. 544, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its second reading, by electronic vote (87–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 788, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE REPORTING OF BURN-RELATED INJURIES FROM FIRES.

On motion of Representative DeVane, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (91–0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

H.B. 1020, A BILL TO BE ENTITLED AN ACT TO PROHIBIT PLACEMENT OF ANTIFREEZE IN AREAS WHERE IT MAY POISON ANIMALS.

On motion of Representative Gardner, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (85–0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

Committee Substitute for **H.B. 657**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A MEDIATION PROGRAM FOR THE OFFICE OF ADMINISTRATIVE HEARINGS.

On motion of Representative Nesbitt, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (88–0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

H.B. 658, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A MEDIATION PROGRAM FOR THE INDUSTRIAL COMMISSION.

On motion of Representative Nesbitt, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (91–0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

Committee Substitute for **H.B. 1050**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE DNA DATABASE AND DATABANK ACT OF 1993.

On motion of Representative Nesbitt, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (92–0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

H.B. 1091, A BILL TO BE ENTITLED AN ACT TO PHASE IN STATEWIDE MEDIATED SETTLEMENT CONFERENCES IN SUPERIOR COURT ACTIONS.

Representative Nesbitt calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading by electronic vote (91–1).

Representative Mavretic objects to the third reading. The bill remains on the Calendar.

H.B. 1043, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE HEALTH CARE POWER OF ATTORNEY AND THE UNIFORM ANATOMICAL GIFT ACT.

On motion of Representative Hackney, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading by electronic vote (85–3).

Representative Decker objects to the third reading. The bill remains on the Calendar.

H.B. 1151, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IT IS A MATTER OF STATE POLICY TO STRICTLY ENFORCE THE LITTERING LAW AND TO REQUIRE PERSONS WHO ARE CONVICTED OF LITTERING TO PICK UP LITTER UNDER A COMMUNITY SERVICE PROGRAM.

On motion of Representative Richardson, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (82–3), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

H.B. 826, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT OF THE SENATE.

On motion of Representative Redwine, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (84–0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

H.B. 1095, A BILL TO BE ENTITLED AN ACT TO PROHIBIT INSURERS FROM REQUIRING OR RECOMMENDING THE USE OF SPECIFIED REPAIR COMPANIES FOR MOTOR VEHICLE DAMAGE REPAIRS.

On motion of Representative Cole, Committee Amendment No. 1 is adopted. This amendment changes the title.

The bill, as amended, passes its second reading, by electronic vote (87–0), and the caption having been amended remains on the Calendar.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Jack Hunt for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 249, A JOINT RESOLUTION TO IMPLEMENT A RECOMMENDATION OF THE MENTAL HEALTH STUDY COMMISSION ADOPTING THE CHILD AND ADOLESCENT ALCOHOL AND OTHER DRUG ABUSE PLAN AS POLICY GUIDANCE FOR THE DEVELOPMENT OF SERVICES, with a favorable report.

H.J.R. 250, A JOINT RESOLUTION TO IMPLEMENT A RECOMMENDATION OF THE MENTAL HEALTH STUDY COMMISSION ENDORSING THE QUALITY IMPROVEMENT REPORT FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, with a favorable report.

H.J.R. 251, A JOINT RESOLUTION TO IMPLEMENT A RECOMMENDATION OF THE MENTAL HEALTH STUDY COMMISSION ADOPTING THE COMPREHENSIVE PLAN FOR SERVICES AND SUPPORTS FOR PERSONS WITH DEVELOPMENTAL DISABILITIES AS POLICY GUIDANCE FOR THE DEVELOPMENT OF SERVICES, with a favorable report.

By Representative R. Hunter for the Committee on Judiciary II:

H.B. 1094, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW RELATING TO THE CONDITIONAL DELIVERY OF MOTOR VEHICLES AND TO PROVIDE FOR INSURANCE COVERAGE FOR VEHICLES ADDED TO EXISTING POLICIES ON NONBUSINESS DAYS, with a favorable report, as amended.

On motion of Representative Jack Hunt, seconded by Representative Fussell, the House adjourns at 10:40 p.m. to reconvene May 13 at 10:00 a.m.

SIXTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Thursday, May 13, 1993

The House meets at 10:00 a.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 12 has been

examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhill, D. Brown, Diamont, Gist, Lemmond, and Wainwright for today.

REPRESENTATIVE COLTON, SPEAKER PRO TEMPORE, PRESIDING.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Church, D. Brown, Flaherty, Hill, R. Hunter, Justus, and G. Thompson:

H.B. 1373, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS AND GRANT FUNDING FLEXIBILITY FOR A PILOT PROGRAM TO REDUCE CLASS SIZE IN THE BURKE COUNTY SCHOOLS, is referred to the Committee on Appropriations.

By Representatives Cummings, Bowman, DeVane, and Sutton:

H.B. 1374, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL RESOURCES FOR THE PRESERVATION OF HISTORIC SITES, is referred to the Committee on Appropriations.

By Representative Nesbitt:

H.B. 1375, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING CHANGES IN THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN AND TO RESOLVE LEGAL ISSUES BY MAKING CLEAR THAT THE LEGISLATIVE INTENT SINCE ENACTMENT IS THAT CONTRACTING WITH PREFERRED PROVIDERS IS NOT SUBJECT TO CHAPTER 143 OF THE GENERAL STATUTES, is referred to the Committee on Appropriations.

By Representatives DeVane, Bowman, Cummings, Hill, Redwine, and Sutton:

H.B. 1376, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF THE SOUTHEASTERN FARMERS' MARKET AND AGRICULTURAL CENTER, is referred to the Committee on Appropriations.

By Representative Baddour:

H.B. 1377, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF STATE TREASURER FOR THE ESTABLISHMENT AND SUPPORT OF VARIOUS POSITIONS AND FOR CERTAIN OPERATING EXPENSES, is referred to the Committee on Appropriations.

By Representatives Gamble and Bowman:

H.J.R. 1378, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY TORT

REFORM, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Rogers:

H.B. 1379, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR MARTIN ENTERPRISES, PROVIDING VOCATIONAL REHABILITATION IN WILLIAMSTON, MARTIN COUNTY, NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representatives R. Hunter and Bowman:

H.B. 1380, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA COURTS COMMISSION, is referred to the Committee on Appropriations.

By Representatives Black, Cummings, and Luebke:

H.B. 1381, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR NORTH CAROLINA REAL ENTERPRISES' TRAINING IN ENTREPRENEURIAL SKILLS, is referred to the Committee on Appropriations.

By Representatives Sutton, Cummings, DeVane, and Hill:

H.B. 1382, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR OUTDOOR HISTORICAL DRAMAS, is referred to the Committee on Appropriations.

By Representatives Jenkins, Flaherty, Judy Hunt, James, Jeffus, Redwine, and Smith:

H.B. 1383, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CREATE AND IMPLEMENT THE RURAL TOURISM DEVELOPMENT GRANT FUND PROGRAM, is referred to the Committee on Appropriations.

By Representatives Jenkins, Beall, Colton, Crawford, R. Hunter, Ives, Nesbitt, Ramsey (by request); and Flaherty:

H.B. 1384, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE WESTERN NORTH CAROLINA TOMORROW PROGRAM, is referred to the Committee on Appropriations.

By Representatives Hall, Alphin, Balmer, Bowman, Hill, Joye, McCrary, Mitchell, Nichols, Smith, Warner, and Wilkins:

H.B. 1385, A BILL TO BE ENTITLED AN ACT TO MAKE IT A FELONY TO ASSAULT AN EDUCATOR AND TO APPROPRIATE FUNDS TO INFORM STUDENTS OF THIS ACT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Wainwright and Bowman:

H.B. 1386, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AUTOMOBILE INSURANCE PREMIUM DISCOUNTS OF AT

LEAST TEN PERCENT FOR CERTAIN PERSONS WHO COMPLETE ACCIDENT PREVENTION COURSES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives James and Culpepper (Co-Sponsors):

H.B. 1387, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR MYCOTOXIN ANALYSES THROUGH THE NORTH CAROLINA DEPARTMENT OF AGRICULTURE AND FOR RESEARCH ON MYCOTOXINS AT NORTH CAROLINA STATE UNIVERSITY, is referred to the Committee on Appropriations.

By Representatives James and Culp:

H.B. 1388, A BILL TO BE ENTITLED AN ACT TO MOVE SEASONAL FIRE CONTROL PERSONNEL AND OTHER RECURRING DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES SEASONAL PERSONNEL FROM THE 1984 SALARY SCHEDULE TO THE CURRENT ONE, TO ALLOW SUCH EMPLOYEES WHO WORK SIX OR MORE MONTHS PER YEAR TO QUALIFY FOR RETIREMENT AND HOLIDAY BENEFITS, AND TO APPROPRIATE FUNDS, is referred to the Committee on Pensions and Retirement.

By Representatives Gamble, Hall, and Nichols:

H.J.R. 1389, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE EAST CAROLINA UNIVERSITY SCHOOL OF MEDICINE'S POTENTIAL SCOPE AND FOCUS FOR THE NEXT DECADE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Fitch and H. Hunter:

H.B. 1390, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR WILSON-GREENE MENTAL HEALTH/DEVELOPMENTAL DISABILITY/SUBSTANCE ABUSE SERVICES TO PURCHASE LAND AND A BUILDING FOR A CHILDREN'S SERVICES FACILITY, is referred to the Committee on Appropriations.

By Representatives Hightower, Bowman, Fussell, Joye, Mitchell, C. Preston, Smith, Spears, and Stewart:

H.B. 1391, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF SHRINERS, A.A.O.N.M.S., SPECIALIZED REGISTRATION PLATES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Stewart and Hall:

H.B. 1392, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO HARNETT COUNTY FOR ECONOMIC DEVELOPMENT PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Stewart and Hall:

H.B. 1393, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO LEE COUNTY FOR ECONOMIC DEVELOPMENT PROGRAMS, is referred to the Committee on Appropriations.

By Representatives G. Miller and Bowman:

H.B. 1394, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA INSTITUTE OF MEDICINE, is referred to the Committee on Appropriations.

By Representatives Balmer and Mitchell:

H.B. 1395, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM THE GROSS RECEIPTS TAX ON ENTERTAINMENTS "FIRST NIGHT" CELEBRATIONS HELD ON NEW YEAR'S EVE BY NONPROFIT CORPORATIONS NOT OTHERWISE ENGAGED IN THE ENTERTAINMENT BUSINESS, is referred to the Committee on Finance.

By Representative Dickson:

H.B. 1396, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR DISPUTE SETTLEMENT CENTERS IN GASTON AND ROBESON COUNTIES, is referred to the Committee on Appropriations.

By Representatives Luebke, Braswell, Fitch, Jeffus, and McCrary:

H.J.R. 1397, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY ALTERNATE ELECTION SYSTEMS, SUCH AS MULTIMEMBER/PROPORTIONAL ELECTION METHODS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives G. Miller and Luebke:

H.J.R. 1398, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF RALPH A. HUNT MADE BY THE GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative G. Miller:

H.J.R. 1399, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF JOHN THOMAS MADE BY THE GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives G. Miller and Luebke:

H.J.R. 1400, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF JUDY FRANCES HUNT MADE BY THE GOVERNOR TO MEMBERSHIP ON THE

NORTH CAROLINA UTILITIES COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Crawford, Barbee, Bowie, Brubaker, Burton, Colton, Gray, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, Ives, Jeffus, Jenkins, Justus, Lutz, Nesbitt, Stamey, Wainwright, Weatherly, and Wilmoth:

H.B. 1401, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS TO THE FLAT ROCK PLAYHOUSE, is referred to the Committee on Appropriations.

By Representatives Richardson, Spears, and Warner:

H.B. 1402, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CONSTRUCTION OF A PRESCHOOL AND FAMILY RESOURCE CENTER FOR DISADVANTAGED CHILDREN AND THEIR FAMILIES IN CUMBERLAND COUNTY, is referred to the Committee on Appropriations.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 753**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW RELATING TO ACQUISITION BY THE TOWN OF CARY OF STREET RIGHT-OF-WAY OUTSIDE THE CORPORATE LIMITS, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barnes, Beall, Berry, Bowen, Brawley, Brubaker, Burton, Church, Culp, Culpepper, Cummings, Cunningham, Daughtry, Dickson, Dockham, Easterling, Ellis, Esposito, Fitch, Flaherty, Gardner, Gottovi, Gray, Green, Griffin, Hackney, Hayes, Hill, Holmes, Holt, Jack Hunt, Ives, James, Jarrell, Jenkins, Joye, Justus, Kinney, Lutz, Mavretic, McCombs, McLawhorn, Mercer, Michaux, B. Miller, Miner, Mitchell, Morgan, Nichols, Oldham, J. Preston, Ramsey, Redwine, Rogers, Russell, Spears, Stewart, Tallent, G. Thompson, Weatherly, P. Wilson, Wood, and Wright - 67.

Voting in the negative: None.

Excused absences: Representatives Barnhill, D. Brown, Diamont, Gist, Lemmond, and Wainwright - 6.

Representatives Bowie, J. Brown, Howard, McCrary, and Smith request to be recorded as voting "aye" and these requests are granted. The adjusted vote on the bill is (72-0).

H.B. 521, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY COUNCIL OF THE CITY OF DURHAM TO DELEGATE TO THE CITY MANAGER AUTHORITY TO APPROVE PETITIONS FOR WATER AND SEWER SERVICE, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Berry, Bowen, Bowie, Bowman, Brawley, J. Brown, Brubaker, Burton, Church, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Gamble, Gardner, Gottovi, Gray, Green, Griffin, Hackney, Hall, Hayes, Hill, Holmes, Holt, Howard, Jack Hunt, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nichols, Nye, Oldham, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Warner, Wilkins, P. Wilson, Wood, and Wright - 91.

Voting in the negative: None.

Excused absences: Representatives Barnhill, D. Brown, Diamont, Gist, Lemmond, and Wainwright - 6.

H.B. 781, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF DURHAM TO PROCEED WITH CONDEMNATION OF REAL PROPERTY WHEN OWNERSHIP IS TRANSFERRED, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Barbee, Barnes, Beall, Berry, Bowen, Bowie, Bowman, Brawley, J. Brown, Brubaker, Burton, Church, Cole, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gray, Green, Griffin, Hackney, Hayes, Hill, Holmes, Holt, Howard, Jack Hunt, H. Hunter, Ives, James, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Lutz, Mavretic, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nichols, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stewart, Tallent, G. Thompson, Warner, Wilkins, P. Wilson, and Wood - 88.

Voting in the negative: Representative Balmer.

Excused absences: Representatives Barnhill, D. Brown, Diamont, Gist, Lemmond, and Wainwright - 6.

Committee Substitute for **H.B. 1102**, A BILL TO BE ENTITLED AN ACT TO CREATE THE PESTICIDE ENVIRONMENTAL TRUST FUND, TO BE FUNDED BY AN ASSESSMENT FOR EACH BRAND OR GRADE OF PESTICIDE REGISTERED.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Berry, Bowen, Bowie, Bowman, Brawley, J. Brown, Brubaker, Burton, Church, Cole,

Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gardner, Gottovi, Gray, Green, Griffin, Hackney, Hayes, Hill, Holmes, Holt, Howard, Jack Hunt, H. Hunter, Ives, James, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Warner, Wilkins, P. Wilson, Wood, and Wright - 91.

Voting in the negative: None.

Excused absences: Representatives Barnhill, D. Brown, Diamont, Gist, Lemmond, and Wainwright - 6.

H.B. 978, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE LAWS PERTAINING TO ALIMONY, AS RECOMMENDED BY THE FAMILY LAW SECTION OF THE NORTH CAROLINA BAR ASSOCIATION.

On motion of Representative Hackney and without objection, consideration of the bill is temporarily displaced.

H.B. 772, A BILL TO BE ENTITLED AN ACT TO ALLOW EARLY VOTING.

The bill, as amended, passes its third reading, by electronic vote (67-30), and is ordered engrossed and sent to the Senate by Special Message.

H.B. 1027, A BILL TO BE ENTITLED AN ACT PROVIDING THAT ANY FORUM SELECTION PROVISION IN A CONTRACT ENTERED INTO IN NORTH CAROLINA IS VOID AS AGAINST PUBLIC POLICY.

On motion of Representative Hackney and without objection, consideration of the bill is temporarily displaced.

H.B. 1091, A BILL TO BE ENTITLED AN ACT TO PHASE IN STATEWIDE MEDIATED SETTLEMENT CONFERENCES IN SUPERIOR COURT ACTIONS.

SPEAKER BLUE PRESIDING.

Representative Mavretic offers Amendment No. 1.

Representative Mavretic calls the previous question on the amendment and the call is sustained.

Amendment No. 1 is adopted by electronic vote (76-30).

The bill, as amended, passes its third reading, by electronic vote (103-4), and is ordered engrossed and sent to the Senate by Special Message.

H.B. 1043, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE HEALTH CARE POWER OF ATTORNEY AND THE UNIFORM ANATOMICAL GIFT ACT.

Representative Decker moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Judiciary I.

On motion of Representative Holt, seconded by Representative Michaux, the motion to re-refer the bill is tabled by electronic vote (57-29).

Representative Holt calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its third reading, by electronic vote (86-10), and is ordered engrossed and sent to the Senate by Special Message.

H.B. 1095, A BILL TO BE ENTITLED AN ACT TO PROHIBIT INSURERS FROM REQUIRING THE USE OF SPECIFIED REPAIR COMPANIES FOR MOTOR VEHICLE DAMAGE REPAIRS.

The bill, as amended, passes its third reading, by electronic vote (98-0), and is ordered engrossed and sent to the Senate by Special Message.

H.B. 978, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE LAWS PERTAINING TO ALIMONY, AS RECOMMENDED BY THE FAMILY LAW SECTION OF THE NORTH CAROLINA BAR ASSOCIATION.

Representative Flaherty offers Amendment No. 5.

Representative Flaherty calls the previous question on the amendment and the call is sustained by electronic vote (94-3).

Amendment No. 5 fails of adoption by electronic vote (41-58).

Representative Daughtry moves that the bill be withdrawn from the Calendar and placed on the Calendar of May 20. The motion fails by electronic vote (38-62).

Representative Hackney calls the previous question on the passage of the bill and the call is sustained by electronic vote (73-30).

The bill, as amended, passes its third reading, by electronic vote (62-40), and is ordered engrossed and sent to the Senate by Special Message.

H.B. 1027, A BILL TO BE ENTITLED AN ACT PROVIDING THAT ANY FORUM SELECTION PROVISION IN A CONTRACT ENTERED INTO IN NORTH CAROLINA IS VOID AS AGAINST PUBLIC POLICY.

Representative Hackney offers Amendment No. 1 which is adopted by electronic vote (88-0).

Representative Baddour offers Amendment No. 2 which is adopted by electronic vote (90–0).

The bill, as amended, passes its third reading, by electronic vote (99–0), and is ordered engrossed and sent to the Senate by Special Message.

Committee Substitute for **H.B. 1098**, A BILL TO BE ENTITLED AN ACT TO REQUIRE CONTRACTS FOR THE PURCHASE OF ADVERTISING IN FOR-PROFIT WRITTEN PERIODICALS TO INCLUDE CERTAIN TERMS, INCLUDING A STATEMENT OF THE CIRCULATION OF THE PERIODICAL, AND TO PROVIDE REMEDIES FOR THE PURCHASER IN THE EVENT THE SELLER FAILS TO COMPLY.

On motion of Representative Kuczmarski, consideration of the bill is postponed until May 19.

Committee Substitute for **H.B. 904**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO CONSIDER CHILDREN WITH SPECIAL NEEDS WHEN IT ADOPTS RULES SETTING GRADUATION STANDARDS, TO DIRECT THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO STUDY HIGH SCHOOL GRADUATION STANDARDS FOR CHILDREN WITH SPECIAL NEEDS, AND TO DIRECT THE STATE BOARD OF EDUCATION TO SUSPEND THE APPLICATION OF ITS RULE REQUIRING ALGEBRA I FOR A HIGH SCHOOL DIPLOMA TO CHILDREN IDENTIFIED AS A LEARNING DISABLED PENDING ITS REEVALUATION OF GRADUATION STANDARDS FOR CHILDREN WITH SPECIAL NEEDS.

On motion of Representative Holt, the bill is withdrawn from the Calendar and re-referred to the Committee on Education.

Committee Substitute for **H.B. 533**, A BILL TO BE ENTITLED AN ACT TO ENSURE THE REIMBURSEMENT OF UNEARNED COMMISSIONS TO EMPLOYEES FROM PRIVATE PERSONNEL SERVICES, passes its second reading, by electronic vote (97–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 1021**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL STATE AGENCIES ISSUING BUSINESS LICENSES OR PRIVILEGE LICENSES REPORT QUARTERLY TO THE BUSINESS LICENSE INFORMATION OFFICE THE NUMBER OF LICENSES ISSUED BY CATEGORY, passes its second reading, by electronic vote (90–1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 126**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AGENCY-BASED VOTER REGISTRATION.

Representative Balmer offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading by electronic vote (62–46).

Representative Balmer objects to the third reading. The bill remains on the Calendar.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 218, AN ACT TO DIRECT THE JOINT COMMITTEE ON TEACHER EDUCATION TO REPORT TO THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE INSTEAD OF THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS. (CHAPTER 43)

H.B. 416, AN ACT TO PROHIBIT THE ISSUANCE OF NEW SHELLFISH CULTIVATION LEASES IN CORE SOUND. (CHAPTER 44)

H.B. 654, AN ACT TO EXPAND THE NUMBER OF COUNTIES IN WHICH THE TAX CREDIT FOR CREATING JOBS IS AVAILABLE. (CHAPTER 45)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee and permanent subcommittee are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

Committee Substitute for **H.B. 556,** A BILL TO BEENTITLED AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE UNIFORM BOILER AND PRESSURE VESSEL ACT, with a favorable report, as amended.

H.B. 854, A BILL TO BE ENTITLED AN ACT TO REVISE THE BOUNDARIES OF THE TOWN OF OAKBORO, with a favorable report.

H.B. 888, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF ENFIELD, with a favorable report, as amended.

H.B. 1082, A BILL TO BE ENTITLED AN ACT TO GIVE THE BOARD OF PHARMACY AUTHORITY TO REGULATE MEDICAL EQUIPMENT INTENDED FOR USE IN AN INDIVIDUAL'S HOME, with a favorable report, as amended.

By Representative Gamble for the Permanent Subcommittee on Health Care and Access of the Standing Committee on Health and Human Services, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 431, A BILL TO BE ENTITLED AN ACT DIRECTING THE COMMISSION FOR HEALTH SERVICES TO ADOPT RULES RELATING TO RESIDENTIAL SWIMMING POOL SAFETY, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 18. The original bill is placed on the Unfavorable Calendar.

On motion of the Speaker and without objection, the House recesses at 12:56 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

CALENDAR (continued)

Committee Substitute for **H.B. 439**, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO PUBLIC OFFICE UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, passes its second reading, by electronic vote (79-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 1007, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SECOND JUVENILE CODE REVISION COMMITTEE TO STUDY THE PROVISIONS OF THE EXISTING JUVENILE CODE THAT RELATE TO DELINQUENCY AND RECOMMEND NECESSARY REVISIONS, passes its second reading, by electronic vote (84-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 474, A BILL TO BE ENTITLED AN ACT TO ENLARGE THE PURPOSES OF THE NORTH CAROLINA SEAFOOD INDUSTRIAL PARK AUTHORITY TO INCLUDE THE PROMOTION OF GENERAL MARITIME ACTIVITIES, passes its second reading, by electronic vote (86-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 1158, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ERECTION OF OUTDOOR ADVERTISING ON A PORTION OF U.S. HIGHWAY 52 AND NORTH CAROLINA HIGHWAY 752 IN SURRY COUNTY, passes its second reading, by electronic vote (79-9), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 524, A BILL TO BE ENTITLED AN ACT TO PERMIT CHILDREN UNDER SIXTEEN YEARS OF AGE TO BE EMPLOYED BY THEIR PARENTS ON THE PREMISES OF A BUSINESS HOLDING AN ABC PERMIT.

Representative Decker offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (73–10), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

H.B. 514, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LAW EXEMPTING THE DIVISION OF YOUTH SERVICES' VOCATIONAL TEACHERS FROM THE EDUCATIONAL REQUIREMENTS OF CRIMINAL JUSTICE CERTIFICATION.

On motion of Representative Redwine, the bill is temporarily displaced.

H.B. 558, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE EMPLOYMENT STATUS OF SELECT STAFF IN THE DEPARTMENT OF COMMUNITY COLLEGES, passes its second reading, by electronic vote (92–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 37, A BILL TO BE ENTITLED AN ACT TO EXEMPT AGRICULTURAL TRAILERS FROM MOTOR VEHICLE LIGHTING REQUIREMENTS DURING DAYLIGHT HOURS.

Representative Culpepper moves the adoption of Committee Amendment No. 1.

On motion of Representative Mavretic, the bill and the pending amendment are temporarily displaced.

H.B. 647, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR LIEN RIGHTS FOR PERSONS WHO FABRICATE PRODUCTS FROM DIES, MOLDS, FORMS, OR PATTERNS, AND TO LIMIT MOLDERS' OBLIGATIONS TO RETAIN DIES, MOLDS, FORMS, OR PATTERNS.

On motion of Representative Griffin, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (87–4), and the caption having been amended, remains on the Calendar.

Representative Brawley moves that Rule 31(d) be suspended in order that the bill may have its third reading today. The motion fails by electronic vote (43–47).

H.J.R. 249, A JOINT RESOLUTION TO IMPLEMENT A RECOMMENDATION OF THE MENTAL HEALTH STUDY COMMISSION ADOPTING THE CHILD AND ADOLESCENT ALCOHOL AND OTHER DRUG ABUSE PLAN AS POLICY GUIDANCE FOR THE DEVELOPMENT OF SERVICES.

On motion of Representative H. Hunter, the resolution is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

H.J.R. 250, A JOINT RESOLUTION TO IMPLEMENT A RECOMMENDATION OF THE MENTAL HEALTH STUDY COMMISSION ENDORSING THE QUALITY IMPROVEMENT REPORT FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES.

On motion of Representative H. Hunter and without objection, the resolution is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

H.J.R. 251, A JOINT RESOLUTION TO IMPLEMENT A RECOMMENDATION OF THE MENTAL HEALTH STUDY COMMISSION ADOPTING THE COMPREHENSIVE PLAN FOR SERVICES AND SUPPORTS FOR PERSONS WITH DEVELOPMENTAL DISABILITIES AS POLICY GUIDANCE FOR THE DEVELOPMENT OF SERVICES.

On motion of Representative H. Hunter and without objection, the resolution is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

H.B. 1094, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW RELATING TO THE CONDITIONAL DELIVERY OF MOTOR VEHICLES AND TO PROVIDE FOR INSURANCE COVERAGE FOR VEHICLES ADDED TO EXISTING POLICIES ON NONBUSINESS DAYS.

On motion of Representative Cole, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading by electronic vote (89-1).

Representative Ellis requests to change his vote from "no" to "aye". Representative Lutz states that her voting equipment malfunctioned and she requests to be recorded as voting no. These requests are granted. The adjusted vote on the bill is (90-1).

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative Judy Hunt for the Committee on Public Utilities:

H.B. 784, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE UTILITIES COMMISSION TO STUDY THE ALLOCATION OF FRANCHISES FOR NATURAL GAS SERVICE IN NORTH CAROLINA AND DETERMINE WHETHER SUCH SERVICE COULD BE MORE EFFICIENTLY AND ECONOMICALLY RENDERED BY REDESIGNING THE FRANCHISE ALLOCATIONS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 18. The original bill is placed on the Unfavorable Calendar.

H.B. 1152, A BILL TO BE ENTITLED AN ACT TO DIRECT THE UTILITIES COMMISSION TO STUDY THE NEED, SCOPE, AND SCHEDULING OF REMEDIATION OF MANUFACTURED GAS PLANT SITES, TO MAKE AN APPROPRIATION THEREFOR, AND TO PROVIDE THAT THE COSTS OF CLEANING UP MANUFACTURED GAS SITES SHALL NOT BE PAID BY THE RATE PAYERS, with an indefinite postponement report.

CALENDAR (continued)

H.B. 514, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LAW EXEMPTING THE DIVISION OF YOUTH SERVICES' VOCATIONAL TEACHERS FROM THE EDUCATIONAL REQUIREMENTS OF CRIMINAL JUSTICE CERTIFICATION, passes its second reading, by electronic vote (97–2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 37, A BILL TO BE ENTITLED AN ACT TO EXEMPT AGRICULTURAL TRAILERS FROM MOTOR VEHICLE LIGHTING REQUIREMENTS DURING DAYLIGHT HOURS, which was temporarily displaced with a pending committee amendment, is before the Body.

On motion of Representative R. Hunter, the bill and the pending amendment are withdrawn from the Calendar and re-referred to the Committee on Judiciary II.

On motion of the Chair and without objection, the House recesses at 3:15 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate.

Committee Substitute for **S.B. 188,** A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE

REGARDING ECONOMIC DEVELOPMENT, is read the first time and referred to the Committee on Appropriations.

Committee Substitute for **S.B. 243**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO ESTABLISH A PLAN TO CONSOLIDATE THE STATE'S SMALLEST PRISONS, AND TO IMPROVE ORGANIZATIONAL FUNCTIONS AND REDUCE STAFF IN AREA OFFICES OF THE DIVISION OF PRISONS, is read the first time and referred to the Committee on Appropriations.

S.B. 453, A BILL TO BE ENTITLED AN ACT TO REPEAL THE REQUIREMENT FOR HEALTH CERTIFICATES FOR MARRIAGE LICENSE APPLICANTS, is read the first time and referred to the Committee on Health and Human Services.

S.B. 475, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIME TO SELL HANDICAPPED PARKING PLACARDS, is read the first time and referred to the Committee on Judiciary II.

S.B. 493, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO DEVELOP JOINT TRAINING ON CHILD ABUSE AND NEGLECT INVESTIGATIONS AND CRIMINAL PROSECUTION, is read the first time and referred to the Committee on Children, Youth and Families.

Committee Substitute for **S.B. 729**, A BILL TO BE ENTITLED AN ACT TO MERGE THE FRANKLIN COUNTY AND FRANKLINTON CITY SCHOOL ADMINISTRATIVE UNITS, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 952**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE LAW REGARDING HOSPITAL AUTHORITIES TO OFFER HEALTH CARE SERVICES OUTSIDE THE CITY OR COUNTY CREATING THE AUTHORITY, is read the first time and referred to the Committee on Health and Human Services.

Committee Substitute for **H.B. 283**, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO ESTABLISH A PILOT PROGRAM UNDER THE ADMINISTRATIVE OFFICE OF THE COURTS REGARDING JUVENILE COURT JURISDICTION OVER JUVENILES BETWEEN SIXTEEN AND EIGHTEEN YEARS OF AGE WHO ARE BEYOND THE DISCIPLINARY CONTROL OF THEIR PARENTS, is returned for concurrence in Senate amendment and placed on the Calendar for May 17.

WITHDRAWAL OF BILL FROM CALENDAR

Representative Michaux moves to withdraw Committee Substitute for **H.B. 126**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AGENCY-BASED VOTER REGISTRATION, from the Calendar of May 17 and re-refer the bill to the Committee on Appropriations.

Representative Michaux withdraws the motion to re-refer.

Representative Michaux, having voted with the prevailing side, moves that the vote by which the bill passed its second reading be reconsidered. The motion carries by electronic vote (63-36).

Representative Michaux, having voted with the prevailing side, moves that the vote by which Amendment No. 1 passed be reconsidered.

Representative Michaux calls the previous question and the call is sustained.

A division having been called, the vote by which Amendment No. 1 passed is reconsidered by electronic vote (65-36).

Amendment No. 1 fails of adoption by electronic vote (41-60).

On motion of Representative Michaux, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

MOTION TO SUSPEND RULES

Representative DeVane moves that Rule 31(d) be suspended in order that **H.B. 647**, A BILL TO BE ENTITLED AN ACT TO LIMIT FOR LIEN RIGHTS FOR PERSONS WHO FABRICATE PRODUCTS FROM DIES, MOLDS, FORMS, OR PATTERNS, AND TO LIMIT MOLDERS' OBLIGATIONS TO RETAIN DIES, MOLDS, FORMS, OR PATTERNS, receive its third reading today.

Representative Jack Hunt moves, seconded by Representative Hackney, that subject to Rule 5(11), the House adjourn to reconvene Monday, May 17, 1993, at 8:00 p.m. The motion carries.

SUSPENSION OF RULE

On motion of the Speaker and without objection, Rule 31.1(d) is suspended in order that Senate messages received today may be read and referred to committee on Monday, May 17.

At 4:30 p.m., the House stands adjourned.

SIXTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Monday, May 17, 1993

The House meets at 8:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

The Speaker leads the members in the Pledge of Allegiance.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 13 has been

examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Alphin, Barbee, Cummings, Diamont, Dockham, Flaherty, Kuczmarski, Morgan, Nichols, Spears, Stamey, Warner, and Wood for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative Rogers, Acting Chair for the Committee on Local and Regional Government I:

S.B. 83, A BILL TO BE ENTITLED AN ACT TO ALLOW MACON AND CHEROKEE COUNTIES TO RENAME ALL ROADS WITHIN UNINCORPORATED AREAS OF THE COUNTY, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for May 19. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 222**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM, ON, OR ACROSS THE RIGHT-OF-WAY OF A PUBLIC ROAD OR HIGHWAY IN MACON COUNTY DURING DEER SEASON, with a favorable report.

S.B. 727, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE PENDER COUNTY TO CONVEY TO THE WILLARD OUTREACH ORGANIZATION, INC., CERTAIN REAL PROPERTY AT PRIVATE SALE, with a favorable report.

S.B. 777, A BILL TO BE ENTITLED AN ACT TO REVISE THE CHARTER OF THE TOWN OF GRIFTON TO ALLOW THE TOWN TO EXERCISE EXTRATERRITORIAL LAND-USE JURISDICTION WITHIN TWO MILES OF THE TOWN'S CORPORATE LIMITS, with a favorable report.

Committee Substitute for **S.B. 804**, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE TOWN OF TROY FROM CERTAIN ZONING NOTICE REQUIREMENTS, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for May 19. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 861, A BILL TO BE ENTITLED AN ACT TO ALLOW SHAMPOOING BY UNLICENSED SHAMPOOERS IN JONES AND LENOIR COUNTIES, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Church and Flaherty:

H.B. 1403, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT A FREESTANDING BOILER PLANT AT WESTERN CAROLINA CENTER, is referred to the Committee on Appropriations.

By Representatives Baddour and Easterling (Co-Sponsors); Judy Hunt and Luebke:

H.B. 1404, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A WOMEN'S ECONOMIC DEVELOPMENT CLEARINGHOUSE AT NC EQUITY, is referred to the Committee on Appropriations.

By Representatives Warner, Balmer, Barbee, Barnhill, Beall, Black, Bowen, Brawley, J. Brown, Culpepper, Cummings, Daughtry, Decker, DeVane, Easterling, Esposito, Fitch, Flaherty, Fussell, Gamble, Griffin, Hensley, Hightower, Jack Hunt, James, Jenkins, Joye, Justus, Lee, Lutz, McAllister, McLaughlin, Moore, Nichols, Nye, J. Preston, Ramsey, Richardson, Rogers, Spears, Stamey, Wilmoth, C. Wilson, and Wright:

H.B. 1405, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA LAW ENFORCEMENT OFFICERS' HALL OF HONOR AND TO APPROPRIATE FUNDS TO THE DEPARTMENT OF JUSTICE FOR THE NORTH CAROLINA LAW ENFORCEMENT OFFICERS' HALL OF HONOR, is referred to the Committee on Appropriations.

By Representatives R. Hunter and Church:

H.B. 1406, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR LAKE JAMES STATE PARK, is referred to the Committee on Appropriations.

By Representatives Nesbitt, Bowman, Hensley, and Luebke:

H.B. 1407, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF LABOR TO CONDUCT A STUDY OF WORKPLACE REPETITIVE MOTION INJURIES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Nesbitt, Black, Bowman, J. Brown, Ellis, Hensley, Ives, Mitchell, and P. Wilson:

H.B. 1408, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE PUBLIC SCHOOLS TO PROVIDE INSTRUCTION IN AMERICAN ETHICS, is referred to the Committee on Education.

By Representatives Nesbitt, Bowman, and Diamont:

H.B. 1409, A BILL TO BE ENTITLED AN ACT TO MAKE APPROPRIATIONS TO PROVIDE CAPITAL IMPROVEMENTS FOR STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, is referred to the Committee on Appropriations.

By Representatives Alexander, Alphin, Bowman, Easterling, Lutz, Nye, and Richardson:

H.B. 1410, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE PERSONAL NEEDS ALLOWANCE FOR CERTAIN DOMICILIARY CARE RESIDENTS, is referred to the Committee on Appropriations.

By Representatives Alexander, D. Brown, Church, Hill, Judy Hunt, Jenkins, Joye, Rogers, and Wilmoth:

H.J.R. 1411, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY HEALTH CARE INSURANCE COVERAGE FOR CHEMICAL DEPENDENCY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Alexander, D. Brown, Church, Hill, Ives, and Lutz:

H.J.R. 1412, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY LONG-TERM CARE MEDICAID ELIGIBILITY, MEDICAID ESTATE RECOVERY, AND WAYS TO ENCOURAGE THE DEVELOPMENT AND USE OF PRIVATE-SECTOR RESOURCES IN THE PROVISION AND FINANCING OF LONG-TERM CARE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Richardson:

H.B. 1413, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE IMPOSITION OF EXACTIONS BY LOCAL GOVERNMENTS UPON COMMERCIAL, INDUSTRIAL, AND RESIDENTIAL DEVELOPMENT AND TO APPROPRIATE FUNDS FOR THE STUDY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Baddour and Bowman:

H.B. 1414, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY FOR THE CRIME VICTIM'S COMPENSATION FUND AND TO PROVIDE ACCESS TO THE POLICE INFORMATION NETWORK FOR ALCOHOL LAW ENFORCEMENT OFFICERS, is referred to the Committee on Appropriations.

By Representatives Gottovi, Hill, Redwine, Smith, and Wright:

H.B. 1415, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR VARIOUS WATER RESOURCES DEVELOPMENT PROJECTS AND VARIOUS COASTAL DREDGING PROJECTS, is referred to the Committee on Appropriations.

By Representative R. Hunter:

H.B. 1416, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR MOUNT MITCHELL STATE PARK, is referred to the Committee on Appropriations.

By Representatives McLaughlin, Black, Bowman, Griffin, Jack Hunt, Warner, and Wilkins:

H.B. 1417, A BILL TO BE ENTITLED AN ACT TO INDEX THE HOMESTEAD EXEMPTION AMOUNT FOR INDIVIDUALS SEVENTY-FIVE YEARS OLD AND OLDER, TO INCREASE THE INCOME LIMIT FOR ELIGIBILITY FOR THE EXEMPTION FOR INDIVIDUALS SEVENTY-FIVE YEARS OLD AND OLDER, AND TO EXPAND THE SIZE OF THE HOMESTEAD TO WHICH THE EXEMPTION APPLIES, is referred to the Committee on Finance.

By Representatives Richardson, Black, DeVane, Fitch, Kinney, McAllister, and Spears:

H.B. 1418, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A PILOT PROGRAM TO PROVIDE FUNDS TO THE CUMBERLAND COUNTY DISPUTE RESOLUTION CENTER TO DEVELOP AND IMPLEMENT A COMPREHENSIVE JUVENILE JUSTICE PROGRAM DESIGNED TO REDUCE ACTS OF VIOLENCE COMMITTED BY JUVENILES, is referred to the Committee on Appropriations.

By Representative H. Hunter:

H.B. 1419, A BILL TO BE ENTITLED AN ACT TO CREATE A FOUR-YEAR PILOT PROGRAM TO ALLOW AN INCOME TAX CREDIT FOR RENT REDUCTIONS PROVIDED TO LOW-INCOME TENANTS IN RESIDENTIAL DWELLING UNITS, is referred to the Committee on Finance.

By Representative H. Hunter:

H.B. 1420, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE CHILD CARE LOAN GUARANTEE ACT OF 1993 AND TO APPROPRIATE FUNDS, is referred to the Committee on Children, Youth and Families.

REPRESENTATIVE COLTON, SPEAKER PRO TEMPORE, PRESIDING.

By Representatives H. Hunter and Ives:

H.B. 1421, A BILL TO BE ENTITLED AN ACT TO PROVIDE WASTEWATER DISPOSAL OPTIONS FOR EXISTING RURAL RESIDENCES THAT ARE NOT SERVED BY ON-SITE WASTEWATER SYSTEMS OR PUBLIC OR COMMUNITY SANITARY SEWAGE SYSTEMS AND TO APPROPRIATE FUNDS TO IMPLEMENT THIS PROGRAM, is referred to the Committee on Appropriations.

By Representatives DeVane, Bowman, Cummings, Hensley, Kinney, Luebke, Richardson, Spears, and Sutton:

H.B. 1422, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONNECT SIX UNIVERSITY OF NORTH CAROLINA CAMPUSES TO THE MCNC NETWORK, is referred to the Committee on Appropriations.

By Representatives Fitch and H. Hunter:

H.B. 1423, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE ENVIRONMENTAL JUSTICE STUDY COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Jack Hunt:

H.B. 1424, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO RUTHERFORD COUNTY ARTS COUNCIL, INC., TO COMPLETE THE CONSTRUCTION OF THE GLOBE THEATRE, is referred to the Committee on Appropriations.

By Representatives Colton, Bowman, and Ives:

H.B. 1425, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE QUALITY OF CARE PROVIDED TO DOMICILIARY CARE RESIDENTS, is referred to the Committee on Appropriations.

By Representatives Colton, Baddour, Crawford, Ives, and Mavretic:

H.J.R. 1426, A JOINT RESOLUTION TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE NEED FOR HISTORIC PRESERVATION CRAFTS TRAINING IN NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Colton, Crawford, Ives, and Nesbitt:

H.B. 1427, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA ARBORETUM AND TO MAKE CHANGES IN THE MEMBERSHIP OF THE ARBORETUM BOARD, is referred to the Committee on Appropriations.

By Representatives McLaughlin, Alexander, Black, and Easterling:

H.B. 1428, A BILL TO BE ENTITLED AN ACT TO CREATE A COMMISSION TO STUDY THE FORMATION OF A REGIONAL PUBLIC TRANSPORTATION AUTHORITY FOR THE GREATER CHARLOTTE METROPOLITAN REGION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Hensley and Bowman:

H.J.R. 1429, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE JUVENILE CODE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Hall, Creech, Mercer, and Nichols:

H.B. 1430, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL WOMEN OBTAINING AN ABORTION FUNDED THROUGH THE STATE ABORTION FUND RECEIVE NORPLANT IMPLANTATION AND TO ENSURE THAT NORPLANT

IMPLANTATION IS MADE AVAILABLE AND ACCESSIBLE, is referred to the Committee on Health and Human Services.

By Representatives Jarrell and Jeffus:

H.B. 1431, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA SHAKESPEARE FESTIVAL AND THE FURNITURE DISCOVERY CENTER IN HIGH POINT, is referred to the Committee on Appropriations.

By Representatives Russell, Bowman, and Ives:

H.B. 1432, A BILL TO BE ENTITLED AN ACT TO CORRECT INEQUITIES AND PROVIDE FOR MORE EFFICIENT ENFORCEMENT OF THE SALES TAX LAW, is referred to the Committee on Finance.

By Representatives Flaherty, Robinson, and G. Thompson:

H.B. 1433, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF AN ANIMAL SHELTER IN CALDWELL COUNTY, is referred to the Committee on Appropriations.

By Representatives Richardson and Bowman:

H.J.R. 1434, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE ISSUE OF RECOVERY CARE CENTERS AND THEIR ROLE IN DEVELOPING A SYSTEM OF AFFORDABLE, QUALITY HEALTH CARE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives H. Hunter and Jack Hunt:

H.B. 1435, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE PUBLIC POLICY RESEARCH SCHOLARS PROGRAM, is referred to the Committee on Appropriations.

By Representatives Crawford, Beall, Burton, Colton, R. Hunter, Ives, Jenkins, Justus, Nesbitt, Ramsey, G. Thompson, and Wilmoth:

H.B. 1436, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL PROJECTS AT THE UNIVERSITY OF NORTH CAROLINA AT ASHEVILLE, is referred to the Committee on Appropriations.

By Representatives Crawford, Beall, Burton, Colton, R. Hunter, Ives, Jenkins, Justus, Nesbitt, Ramsey, and Wilmoth:

H.B. 1437, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ESTABLISH AND FUND THE REGIONAL GENETICS CENTER AT MEMORIAL MISSION HOSPITAL, is referred to the Committee on Appropriations.

By Representatives Berry, Creech, and Hall (Co-Sponsors); Balmer, J. Brown, Brubaker, Culp, Daughtry, DeVane, Flaherty, Gamble,

Grady, Hayes, Holmes, H. Hunter, Ives, James, Joye, Justus, McLawhorn, Mercer, Mitchell, Nichols, C. Preston, J. Preston, Russell, Tallent, G. Thompson, Weatherly, and P. Wilson:

H.B. 1438, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE AID TO FAMILIES WITH DEPENDENT CHILDREN RESPONSIBLE PARENTING AND EMPLOYMENT INCENTIVE ACT OF 1993 AND TO APPROPRIATE FUNDS TO IMPLEMENT THIS ACT, is referred to the Committee on Appropriations.

By Representatives Robinson, Flaherty, and G. Thompson:

H.B. 1439, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A METAL BUILDING ON THE GROUNDS OF THE CALDWELL COUNTY YOKEFELLOW, INC., is referred to the Committee on Appropriations.

By Representatives McAllister, Alphin, Braswell, D. Brown, Cummings, Cunningham, DeVane, Fitch, Flaherty, Gottovi, Hackney, Hensley, H. Hunter, Kinney, Kuczmarski, Michaux, B. Miller, Oldham, Richardson, Spears, Wainwright, and Wright:

H.B. 1440, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF INSURANCE TO INSTITUTE A PILOT PROGRAM TO PROVIDE SURETY BONDS TO MINORITY CONTRACTORS, is referred to the Committee on Appropriations.

By Representatives Jeffus, Alexander, Alphin, Beall, Black, Bowie, Bowman, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Crawford, Culp, Culpepper, Cunningham, Diamont, Easterling, Edwards, Esposito, Gist, Gottovi, Hill, Holmes, Holt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jenkins, Justus, Kennedy, Luebke, Lutz, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, G. Miller, Nichols, Oldham, J. Preston, Ramsey, Redwine, Rogers, Stamey, Wilmoth, and Wright:

H.B. 1441, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS FOR THE UNC EDUCATIONAL CONSORTIA, is referred to the Committee on Appropriations.

By Representatives Jeffus, Black, Bowman, Diamont, Luebke, and Redwine:

H.B. 1442, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PAY OF SUBSTITUTE TEACHERS, is referred to the Committee on Appropriations.

By Representatives Kennedy and Oldham:

H.B. 1443, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE WINSTON-SALEM/FORSYTH COUNTY COUNCIL ON THE STATUS OF WOMEN, INC., FOR ITS JOB STRATEGY CENTER, is referred to the Committee on Appropriations.

By Representatives Nesbitt, Bowman, Colton, Crawford, and Jenkins:

H.B. 1444, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY FOR EARTHQUAKE PREPAREDNESS AND MITIGATION, is referred to the Committee on Appropriations.

By Representatives Baddour, Bowman, and Redwine:

H.B. 1445, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMERCE FOR VARIOUS PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Ellis and P. Wilson:

H.B. 1446, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE FOR FOUR-YEAR TERMS FOR MEMBERS OF THE LEGISLATURE AND LIMIT THEM TO THREE CONSECUTIVE TERMS IN A HOUSE, is referred to the Committee on Constitutional Amendments and Referenda.

By Representatives Colton, Bowman, Gottovi, Jack Hunt, and Mercer:

H.J.R. 1447, A JOINT RESOLUTION TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE DISPOSITION OF PUBLIC BUILDINGS THAT ARE HISTORIC STRUCTURES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Warner, DeVane, Kinney, McAllister, Richardson, and Spears:

H.B. 1448, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE PREPARATION OF A MASTER PLAN FOR THE TOWN OF HOPE MILLS IN CUMBERLAND COUNTY, is referred to the Committee on Appropriations.

By Representatives Hill, Alexander, Bowman, Church, Cole, and Justus:

H.B. 1449, A BILL TO BE ENTITLED AN ACT TO MAKE DRUG EDUCATION SCHOOL MANDATORY AND TO INCREASE THE FEES FOR ENROLLING IN AN ACCREDITED DRUG EDUCATION SCHOOL, is referred to the Committee on Appropriations.

By Representatives Easterling and Nye (Co-Sponsors); and Bowman:

H.B. 1450, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A TEN PERCENT INCREASE IN PAYMENTS UNDER THE MEDICAID AND AID TO FAMILIES WITH DEPENDENT CHILDREN PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Easterling and Nye (Co-Sponsors); and Bowman:

H.B. 1451, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE STANDARD OF NEED LEVEL FOR PAYMENTS UNDER THE MEDICAID AND AID TO FAMILIES WITH DEPENDENT CHILDREN PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Easterling and Luebke:

H.J.R. 1452, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY EQUITABLE DISTRIBUTION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Easterling and Luebke:

H.B. 1453, A BILL TO BE ENTITLED AN ACT TO ESTABLISH AN ONGOING CONSUMER PROTECTION STUDY COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Easterling, Alexander, Barnhill, Black, Cunningham, McLaughlin, and C. Wilson:

H.B. 1454, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMERCE FOR INTERNATIONAL HOUSE IN CHARLOTTE, is referred to the Committee on Appropriations.

By Representatives Wilmoth, Judy Hunt, and Jeffus:

H.B. 1455, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE SOUTHERN APPALACHIAN HISTORICAL ASSOCIATION, INC., FOR HORN IN THE WEST, is referred to the Committee on Appropriations.

By Representatives Gardner, Bowman, and Justus:

H.J.R. 1456, A JOINT RESOLUTION REQUIRING THE NORTH CAROLINA STUDY COMMISSION ON AGING TO STUDY THE ISSUE OF THE PROVISION OF LONG-TERM CARE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Edwards, Arnold, Balmer, Barbee, Berry, J. Brown, Ellis, Grady, Hayes, Ives, J. Preston, Tallent, G. Thompson, and C. Wilson:

H.B. 1457, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO EXPAND ACCESS TO PREVENTIVE AND PRIMARY CARE PROVIDED BY LOCAL HEALTH DEPARTMENTS AND NONPROFIT COMMUNITY HEALTH CENTERS, is referred to the Committee on Appropriations.

By Representatives Jack Hunt, Alphin, Black, Bowman, Church, Colton, Culpepper, Gamble, Judy Hunt, R. Hunter, Ives, James, Joye,

Lee, Luebke, Lutz, G. Miller, Nesbitt, Ramsey, Redwine, Rogers, Smith, and Wilmoth:

H.B. 1458, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF ONE BILLION FOUR HUNDRED EIGHTY-SEVEN MILLION DOLLARS IN GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS THROUGH LOANS TO LOCAL GOVERNMENT UNITS FOR WATER SUPPLY SYSTEMS, WASTEWATER COLLECTION SYSTEMS, WASTEWATER TREATMENT WORKS, AND PUBLIC SCHOOL AND COMMUNITY COLLEGE FACILITIES, AND TO STATE DEPARTMENTS, AGENCIES, AND INSTITUTIONS FOR HIGHER EDUCATION FACILITIES, AND CONSTRUCTION AND RENOVATION OF STATE BUILDINGS, is referred to the Committee on Finance.

By Representatives Grady and J. Preston:

H.B. 1459, A BILL TO BE ENTITLED AN ACT TO PROVIDE AT LEAST ONE TEN-MONTH ASSISTANT PRINCIPAL TO EACH PUBLIC SCHOOL IN THE STATE AND TO APPROPRIATE FUNDS FOR THAT PURPOSE, is referred to the Committee on Education.

By Representatives Grady, Mitchell, and J. Preston:

H.B. 1460, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR INSTRUCTIONAL SUPPLIES FOR THE PUBLIC SCHOOLS, is referred to the Committee on Appropriations.

By Representatives Grady and J. Preston:

H.B. 1461, A BILL TO BE ENTITLED AN ACT TO PROVIDE AT LEAST ONE TWELVE-MONTH ASSISTANT PRINCIPAL TO EACH PUBLIC SCHOOL IN THE STATE AND TO APPROPRIATE FUNDS FOR THAT PURPOSE, is referred to the Committee on Education.

By Representatives Grady, Bowman, and J. Preston:

H.B. 1462, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR TEXTBOOKS FOR PUBLIC SCHOOLS, is referred to the Committee on Appropriations.

By Representatives Gottovi, Barnes, Bowman, Colton, DeVane, Hackney, James, Richardson, and Wright:

H.B. 1463, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MEMBERSHIP OF THE MARINE FISHERIES COMMISSION, TO ESTABLISH THE OYSTER MANAGEMENT ADVISORY COMMISSION, AND TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES FOR VARIOUS CAPITAL, PROGRAM, AND OPERATING EXPENSES, is referred to the Committee on Appropriations.

By Representatives Hightower, Barnes, Beall, Colton, DeVane, Easterling, Fitch, Fussell, Gamble, Gottovi, Holt, Jack Hunt, Jenkins, Joye, Justus, Moore, Ramsey, Rogers, Russell, Spears, Stamey, Sutton, Warner, Wilmoth, and C. Wilson:

H.B. 1464, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL SCHOOL BUSES AND SCHOOL ACTIVITY BUSES PURCHASED AFTER JULY 1, 1993, TO BE EQUIPPED WITH SEAT BELTS AND TO APPROPRIATE FUNDS TO EQUIP NEW SCHOOL BUSES WITH SEAT BELTS, is referred to the Committee on Education.

By Representative Barnes and Bowman:

H.B. 1465, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA PROFESSIONAL TEACHING STANDARDS BOARD, is referred to the Committee on Education.

By Representatives Nesbitt, Beall, Colton, Crawford, Jack Hunt, R. Hunter, Ives, Jenkins, Lutz, and Ramsey:

H.B. 1466, A BILL TO BE ENTITLED AN ACT TO CREATE THE WESTERN NORTH CAROLINA REGIONAL ECONOMIC DEVELOPMENT COMMISSION AND TO APPROPRIATE FUNDS FOR ITS ACTIVITIES, is referred to the Committee on State Government.

By Representative G. Miller:

H.B. 1467, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR TAX AUDITORS AND FOR PROGRAMS IN THE GOVERNOR'S OFFICE, AND TO AMEND CHAPTER 105 OF THE GENERAL STATUTES TO REQUIRE NOTIFICATION OF PROPERTY TAXES DUE, TO CHANGE THE PROPERTY TAX VALUATION DATE FOR MOTOR VEHICLES REGISTERED UNDER THE ANNUAL SYSTEM, AND TO MAKE OTHER TAX LAW CHANGES, is referred to the Committee on Finance.

By Representatives Nesbitt, Bowman, and Diamont:

H.B. 1468, A BILL TO BE ENTITLED AN ACT TO MAKE APPROPRIATIONS TO PROVIDE CAPITAL IMPROVEMENTS AND OTHER NONRECURRING EXPENDITURES FOR STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, is referred to the Committee on Appropriations.

By Representatives Grady, Bowman, J. Preston, and P. Wilson:

H.B. 1469, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A NEW SALARY SCHEDULE FOR SCHOOL ADMINISTRATORS, is referred to the Committee on Education.

By Representatives Redwine and Hill:

H.B. 1470, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO BRUNSWICK COUNTY TO PLAN AND IMPLEMENT THE SOUTH BRUNSWICK ENVIRONMENTAL

MANAGEMENT PROGRAM, is referred to the Committee on Appropriations.

By Representatives Fussell, Hensley, and Stamey (Co-Sponsors):

H.B. 1471, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR EQUIPMENT FOR THE ALICE AYCOCK POE CENTER FOR HEALTH EDUCATION, is referred to the Committee on Appropriations.

By Representatives Fussell, Hensley, and Stamey (Co-Sponsors):

H.B. 1472, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A BUILDING FOR SPECIALIZED DAY CARE TO BE USED BY THE WHITE PLAINS CHILDREN'S CENTER, is referred to the Committee on Appropriations.

By Representatives Fussell, Hensley, and Stamey (Co-Sponsors):

H.B. 1473, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RESTORATION OF THE ST. MATTHEWS ROSENWALD SCHOOL, is referred to the Committee on Appropriations.

By Representatives Fussell, Hensley, and Stamey (Co-Sponsors):

H.B. 1474, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF THE NORTH CAROLINA MUSEUM OF NATURAL HISTORY, is referred to the Committee on Appropriations.

By Representatives Fussell, Hensley, and Stamey (Co-Sponsors):

H.B. 1475, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR RESTORATION OF THE OAK VIEW PLANTATION, is referred to the Committee on Appropriations.

By Representatives Fussell, Hensley, and Stamey (Co-Sponsors):

H.B. 1476, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE DEVELOPMENT OF THE LAKE BENSON PARK, is referred to the Committee on Appropriations.

By Representatives Fussell, Hensley, and Stamey (Co-Sponsors):

H.B. 1477, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR LAND ACQUISITION FOR THE LITTLE RIVER RESERVOIR, is referred to the Committee on Appropriations.

By Representatives Fussell, Hensley, and Stamey (Co-Sponsors):

H.B. 1478, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RESTORATION OF THE YATES MILL HISTORICAL SITE, is referred to the Committee on Appropriations.

By Representatives Fussell, Hensley, and Stamey (Co-Sponsors):

H.B. 1479, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A SENIOR CITIZENS

CENTER IN NORTHERN WAKE SENIOR CENTER, is referred to the Committee on Appropriations.

By Representatives Fussell, Hensley, and Stamey (Co-Sponsors):

H.B. 1480, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RENOVATION AND PRESERVATION OF THE HISTORIC PAGE WALKER HOTEL IN THE TOWN OF CARY, is referred to the Committee on Appropriations.

By Representatives Fussell, Hensley, and Stamey (Co-Sponsors):

H.B. 1481, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF SENIOR CITIZENS ACTIVITY CENTER AT BOND PARK IN THE TOWN OF CARY, is referred to the Committee on Appropriations.

By Representatives Fussell, Hensley, and Stamey (Co-Sponsors):

H.B. 1482, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF THE GARNER COMMUNITY CENTER, is referred to the Committee on Appropriations.

By Representatives Fussell, Hensley, and Stamey (Co-Sponsors):

H.B. 1483, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF MORRISVILLE FOR RENOVATION OF AND EQUIPMENT FOR THE COMMUNITY SPORTS CENTER, is referred to the Committee on Appropriations.

By Representatives Miner and Bowman:

H.B. 1484, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE PURCHASE OF STATE-MANDATED VACCINES FOR THE IMMUNIZATION OF MEDICAID-ELIGIBLE CHILDREN, is referred to the Committee on Appropriations.

By Representatives Holt, Bowman, and Gist:

H.B. 1485, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE GENERAL FUND APPROPRIATION TO THE NATIONAL GUARD PENSION FUND, is referred to the Committee on Pensions and Retirement.

By Representatives Hall, Bowen, Creech, Edwards, Gardner, Green, Joye, Mitchell, Russell, Spears, Wilkins, and C. Wilson:

H.B. 1486, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN SECURITIES FROM THE STATE REGISTRATION REQUIREMENTS, is referred to the Committee on Business and Labor.

By Representatives Holt and Gist:

H.B. 1487, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE ADMINISTRATIVE OFFICE OF THE

COURTS AND TO AUTHORIZE ADDITIONAL COURT PERSONNEL, is referred to the Committee on Appropriations.

By Representative Moore:

H.B. 1488, A BILL TO BE ENTITLED AN ACT TO CREATE WITHIN THE DEPARTMENT OF JUSTICE THE ASSET FORFEITURE ENHANCEMENT SECTION AND TO APPROPRIATE FUNDS TO THE DEPARTMENT OF JUSTICE FOR THE ASSET FORFEITURE ENHANCEMENT SECTION, is referred to the Committee on Appropriations.

By Representatives Easterling and Barnhill:

H.B. 1489, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE TRAINING FOR EMPLOYERS FOR THE AMERICANS WITH DISABILITIES ACT, is referred to the Committee on Appropriations.

By Representatives Cummings, DeVane, and Sutton:

H.B. 1490, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF TRANSPORTATION FOR DRIVERS LICENSE OFFICES IN HOKE AND SCOTLAND COUNTIES, is referred to the Committee on Appropriations.

By Representatives Black, Alexander, Cunningham, and Easterling:

H.B. 1491, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A SCIENCES LABORATORY BUILDING EXPANSION AT CENTRAL PIEDMONT COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representative H. Hunter:

H.B. 1492, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE BUILDING CODE COUNCIL TO ESTABLISH STANDARDS FOR TEMPORARY TOILET FACILITIES AT CONSTRUCTION SITES TO ENSURE SANITARY CONDITIONS FOR CONSTRUCTION WORKERS AND TO APPROPRIATE FUNDS TO THE DEPARTMENT OF INSURANCE, is referred to the Committee on Health and Human Services.

By Representative Colton:

H.B. 1493, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATE RETIREMENT LAW CONCERNING AGE AND SERVICE, is referred to the Committee on Pensions and Retirement.

By Representative Warner:

H.B. 1494, A BILL TO BE ENTITLED AN ACT TO PROVIDE BENEFITS FOR INJURY OR DEATH TO HOURLY EMPLOYEES OF THE DIVISION OF FOREST RESOURCES, DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES INVOLVED IN FIGHTING FOREST FIRES UNDER

COMPENSABLE CIRCUMSTANCES, is referred to the Committee on Rules, Calendar, and Operations of the House.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
May 13, 1993

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate has passed, on May 13, additional bills which have been ordered engrossed prior to being sent to the House of Representatives in compliance with House Rule 31.1(d) and Senate Rule 41 as follows:

Committee Substitute No. 2 for **S.B. 27**, A BILL TO BE ENTITLED AN ACT TO MAKE CONTINUATION AND EXPANSION BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES. (Edition 4)

S.B. 633, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STAGGERED TERMS FOR MEMBERS OF THE PAROLE COMMISSION. (Edition 2)

S.B. 898, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN OWNER OF AN ON-SITE LAND CLEARING AND INERT DEBRIS LANDFILL DOES NOT HAVE TO OBTAIN A STATE PERMIT AND TO REGULATE SUCH LANDFILLS. (Edition 2)

Committee Substitute for **S.B. 945**, A BILL TO BE ENTITLED AN ACT PERMITTING THE USE OF DEADLY FORCE AGAINST AN INTRUDER UNDER CERTAIN CIRCUMSTANCES. (Edition 3)

Committee Substitute for **S.B. 1006**, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE REGULATION OF PURCHASES OF REGULATED METALS PROPERTY BY SECONDARY METALS RECYCLERS IN NORTH CAROLINA.

S.B. 1032, A BILL TO BE ENTITLED AN ACT TO CONTROL MEDICAL COSTS UNDER THE WORKERS' COMPENSATION ACT BY LIMITING THE EMPLOYER'S LIABILITY FOR MEDICAL COMPENSATION TO SCHEDULES OF FEES ESTABLISHED BY THE INDUSTRIAL COMMISSION. (Edition 2)

S.B. 1066, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR VOTER PREREGISTRATION OF SIXTEEN- AND SEVENTEEN-YEAR OLDS BY DRIVERS LICENSE EXAMINERS. (Edition 2)

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
May 13, 1993

Mr. Speaker:

It is ordered that a message be sent your Honorable Body in compliance with House Rule 31.1(d) and Senate Rule 41 with the information that the Senate has passed the following bills which have been ordered engrossed prior to being sent to the House of Representatives:

Committee Substitute for **S.B. 123**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE REPORTING REQUIREMENTS OF THE CHARLOTTE-MECKLENBURG SCHOOL FUNDING PILOT, TO DEFINE "WORLD CLASS PILOT SCHOOL" AND TO MAKE OTHER TECHNICAL AND CONFORMING CHANGES. (Edition 3)

Committee Substitute for **S.B. 132**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING PURCHASING AND CONTRACTS. (Edition 3)

Committee Substitute for **S.B. 315**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE RELATING TO INFORMATION TECHNOLOGY, TELECOMMUNICATIONS, PURCHASE AND CONTRACT, ECONOMIC DEVELOPMENT, AND RELATED GENERAL GOVERNMENT MATTERS. (Edition 3)

Committee Substitute for **S.B. 366**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO CREATE THE STATE WORKERS' COMPENSATION OFFICE AND TO CONSOLIDATE THE ADMINISTRATION OF THE STATE WORKERS' COMPENSATION PROGRAM. (Edition 3)

Committee Substitute for **S.B. 369**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING THE CIVILIANIZATION OF CERTAIN JOB CLASSES OF STATE LAW ENFORCEMENT OFFICERS AND RESTRICTING THE USE OF STATE FUNDS TO PAY LAW ENFORCEMENT OFFICER BENEFITS TO STATE EMPLOYEES WHO DO NOT REQUIRE LAW ENFORCEMENT OFFICER STATUS. (Edition 3)

Committee Substitute for **S.B. 386**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO REPLACE CURRENT SCHOOL TENURE LAWS WITH LAWS AND REGULATIONS THAT PROVIDE PROTECTION FOR SCHOOL ADMINISTRATORS FROM ARBITRARY OR CAPRICIOUS ACTION BY A SUPERVISOR. (Edition 3)

S.B. 431, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO INCREASE THE MAXIMUM AMOUNT THAT MAY BE RECOVERED IN STRICT LIABILITY FOR DAMAGE TO PERSON OR PROPERTY BY MINORS. (Edition 2)

Committee Substitute for **S.B. 446**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE BLOOD ALCOHOL CONTENT FOR DRIVING WHILE IMPAIRED AND RELATED OFFENSES FROM 0.10 TO 0.08; TO REDUCE THE MINIMUM BLOOD ALCOHOL CONTENT NECESSARY FOR AN IMMEDIATE TEN-DAY REVOCATION OF DRIVING PRIVILEGES FROM 0.10 TO 0.08; TO MAKE THE RESULTS OF A FIRST BREATH TEST ADMISSIBLE UNDER CERTAIN CIRCUMSTANCES; TO ESTABLISH THAT THE REVOCATION OF A PROVISIONAL LICENSEE'S LICENSE FOR DRIVING AFTER CONSUMING ALCOHOL SHALL BE UNTIL THE LICENSEE'S EIGHTEENTH BIRTHDAY OR FORTY-FIVE DAYS, WHICHEVER IS LONGER; TO PROVIDE CLARIFICATION ABOUT WHEN AN EARLIER CONVICTION FOR DRIVING WHILE IMPAIRED CAN BE USED FOR AGGRAVATION PURPOSES; TO ADD A NEW GROSSLY AGGRAVATING FACTOR TO IMPAIRED DRIVING; TO AMEND THE FELONY DEATH BY VEHICLE STATUTE; AND TO REQUIRE EXPUNCTION OF CIVIL REVOCATIONS FOLLOWING ACQUITTAL OF IMPAIRED DRIVING OFFENSES. (Edition 3)

S.B. 479, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE SENIOR TAR HEEL LEGISLATURE. (Edition 2)

Committee Substitute for **S.B. 504**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE ECONOMIC DEVELOPMENT BOARD IN THE DEPARTMENT OF COMMERCE TO REQUIRE THE BOARD TO PREPARE AND UPDATE ANNUALLY A COMPREHENSIVE STRATEGIC ECONOMIC DEVELOPMENT PLAN FOR THE STATE OF NORTH CAROLINA, AND TO REQUIRE THE DEPARTMENT OF COMMERCE TO ESTABLISH A PLANNING UNIT TO SUPPORT THE ECONOMIC DEVELOPMENT BOARD'S ONGOING ROLE IN ECONOMIC AND COMMUNITY DEVELOPMENT PLANNING. (Edition 3)

S.B. 559, A BILL TO BE ENTITLED AN ACT TO RESOLVE THE CONFLICT BETWEEN THE STATE AND FEDERAL SPECIAL EDUCATION LAW REGARDING THE PROCEDURE OF FILING A CIVIL ACTION. (Edition 2)

Committee Substitute for **S.B. 622**, A BILL TO BE ENTITLED AN ACT TO MAKE MISCELLANEOUS AMENDMENTS TO LAWS GOVERNING HEALTH INSURANCE. (Edition 3)

S.B. 767, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORITY OF MECKLENBURG COUNTY AND THE CITY OF CHARLOTTE TO UNDERTAKE LOCAL DEVELOPMENT ACTIVITIES. (Edition 2)

S.B. 831, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR TRUTH IN SENTENCING FOR THE NORTH CAROLINA CRIMINAL JUSTICE SYSTEM. (Edition 2)

S.B. 834, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROCEDURE FOR FORECLOSURE UNDER POWER OF SALE AND TO ESTABLISH A NEW UPSET BID PROCEDURE. (Edition 2)

Committee Substitute for **S.B. 873**, A BILL TO BE ENTITLED AN ACT TO PROTECT A PERSON'S ACCESS TO PUBLIC OR PRIVATE BUILDINGS, BUSINESSES, OR FACILITIES. (Edition 3)

Committee Substitute for **S.B. 889**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR MANDATORY CONTINUING EDUCATION FOR NORTH CAROLINA'S DENTISTS AND DENTAL HYGIENISTS. (Edition 3)

S.B. 954, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DIRECT PAYMENT OF CERTIFIED SOCIAL WORKERS UNDER HEALTH INSURANCE POLICIES. (Edition 2)

S.B. 955, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A METHOD FOR PARENTS TO AUTHORIZE CONSENT BY ANOTHER FOR HEALTH CARE FOR THE PARENTS' MINOR CHILD (Edition 2)

Committee Substitute for **S.B. 987**, A BILL TO BE ENTITLED AN ACT TO ENACT THE OVERHEAD HIGH-VOLTAGE LINE SAFETY ACT. (Edition 4)

S.B. 992, A BILL TO BE ENTITLED AN ACT TO ALLOW PAMLICO COUNTY TO USE ALTERNATIVE CONSTRUCTION DELIVERY SYSTEMS. (Edition 2)

S.B. 1009, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT STOCKHOLDERS OF CORPORATIONS OF WHICH THE STATE OF NORTH CAROLINA OWNS A MAJORITY OF THE STOCK MAY REMOVE DIRECTORS WITHOUT CAUSE AND MAY AMEND THE ARTICLES OF INCORPORATION TO CHANGE THE TERMS OF OFFICE OF DIRECTORS OF THE CORPORATION. (Edition 2)

S.B. 1020, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MEMBERSHIP OF THE NORTH CAROLINA ARBORETUM. (Edition 2)

S.B. 1054, A BILL TO BE ENTITLED AN ACT TO DIRECT THE BOARD OF MEDICAL EXAMINERS TO DEVELOP MEDICAL PRACTICE PARAMETERS FOR CERTAIN MEDICAL SPECIALTIES. (Edition 2)

S.B. 1082, A BILL TO BE ENTITLED AN ACT TO EXEMPT NASH COUNTY FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING ZONING

ORDINANCES FOR WATER SUPPLY WATERSHED PROTECTION. (Edition 2)

S.B. 1113, A BILL TO BE ENTITLED AN ACT AMENDING THE INSURANCE LAWS RELATING TO TITLE INSURANCE COMPANIES TO GIVE THE INSURANCE COMMISSIONER DISCRETION WHERE PREMIUMS HAVE BEEN UNDERSTATED OR OVERSTATED THROUGH INADVERTENCE, MISTAKE, OR MISCALCULATION. (Edition 2)

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate.

Committee Substitute for **S.B. 30**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A GENERAL MISDEMEANOR TO COMMIT AN ASSAULT ON A SPORTS OFFICIAL, is read the first time and referred to the Committee on Judiciary II.

Committee Substitute for **S.B. 78**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE DATE OF THE PRIMARY TO THE TUESDAY NINE WEEKS BEFORE THE GENERAL ELECTION AND TO MAKE CONFORMING CHANGES, is read the first time and referred to the Committee on Judiciary I.

S.B. 342, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LAW PROVIDING THAT A DEFENDANT MAY CHOOSE IMPRISONMENT, RATHER THAN PROBATION OR AN ALTERNATIVE PUNISHMENT AND TO AMEND THE CONSTITUTION TO PROVIDE THAT PROBATION, RESTITUTION, COMMUNITY SERVICE, WORK PROGRAMS, AND OTHER RESTRAINTS ON LIBERTY ARE PUNISHMENTS THAT MAY BE IMPOSED ON A PERSON CONVICTED OF A CRIMINAL OFFENSE, RECEIVING A THREE-FIFTHS MAJORITY VOTE, is read the first time and referred to the Committee on Constitutional Amendments and Referenda.

Committee Substitute No. 2 for **S.B. 505**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF COMMUNITY COLLEGES, IN CONJUNCTION WITH THE MONITORING COMMITTEE OF THE COMMISSION ON THE FUTURE OF THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM, TO EXAMINE THE MISSION OF THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM, AND TO MAKE AN APPROPRIATION, is read the first time and referred to the Committee on Education.

S.B. 519, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE ENFORCEMENT OF THE NORTH CAROLINA LIMING MATERIALS AND LANDPLASTER ACT, is read the first time and referred to the Committee on Agriculture.

S.B. 550, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA COMMERCIAL FERTILIZER LAW, is read the first time and referred to the Committee on Agriculture.

Committee Substitute for **S.B. 602**, A BILL TO BE ENTITLED AN ACT TO PROVIDE GROUP HEALTH INSURANCE TO BUSINESSES COMPRISING MORE THAN TWENTY-FIVE EMPLOYEES AND TO MAKE IMPROVEMENTS IN THE NORTH CAROLINA SMALL EMPLOYER GROUP HEALTH COVERAGE REFORM ACT, is read the first time and referred to the Committee on Insurance.

Committee Substitute for **S.B. 613**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF ELECTION OF THE CHARLOTTE-MECKLENBURG BOARD OF EDUCATION TO PROVIDE FOR DISTRICT AND AT-LARGE ELECTION, WITH NONPARTISAN PLURALITY ELECTIONS IN THE ODD-NUMBERED YEAR, AND TO USE THE SAME DISTRICTS FOR ELECTION OF THE MECKLENBURG COUNTY BOARD OF COMMISSIONERS, ALL SUBJECT TO A REFERENDUM, is read the first time and referred to the Committee on Judiciary I.

S.B. 628, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE SALE OF OTHER TRANSFER OF A CROSSBOW OR THE BOLTS USED WITH THE CROSSBOW UNLESS THE PURCHASER HAS A PERMIT FOR THE WEAPON, is read the first time and referred to the Committee on Judiciary III.

Committee Substitute for **S.B. 643**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE RETALIATORY EMPLOYMENT DISCRIMINATION LAW, is read the first time and referred to the Committee on Judiciary I.

S.B. 657, A BILL TO BE ENTITLED AN ACT TO REQUIRE JOB LISTING SERVICES TO SECURE A BOND AS A CONDITION OF LICENSURE, is read the first time and referred to the Committee on Business and Labor.

S.B. 710, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NASH COUNTY TO USE THE PROCEEDS OF ITS OCCUPANCY TAX FOR ECONOMIC DEVELOPMENT PROJECTS, is read the first time and referred to the Committee on Finance.

Committee Substitute for **S.B. 744**, A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS STATUTES TO DELETE OBSOLETE REFERENCES TO WARRANTS ISSUED BY THE STATE AUDITOR, TO MAKE TECHNICAL CORRECTIONS IN REFERENCES TO THE STATE AUDITOR'S OVERSIGHT, AND TO REPEAL CHAPTER 112 OF THE GENERAL STATUTES CONFEDERATE HOMES AND PENSIONS, is read the first time and referred to the Committee on State Government.

S.B. 748, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAND RECORDS MANAGEMENT PROGRAM TO PROVIDE THAT THE SECRETARY OF STATE APPOINT THE MEMBERS

OF THE ADVISORY COMMITTEE AND TO INCLUDE A MEMBER OF THE NORTH CAROLINA PROPERTY MAPPERS' ASSOCIATION ON THE ADVISORY COMMITTEE, is read the first time and referred to the Committee on State Government.

Committee Substitute for **S.B. 754**, A BILL TO BE ENTITLED AN ACT TO TO AMEND THE LAWS GOVERNING THE ACQUISITION, DISPOSITION, AND MANAGEMENT OF STATE REAL PROPERTY, is read the first time and referred to the Committee on State Government.

Committee Substitute for **S.B. 758**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE FILING OF AN AFFIDAVIT BY THE SECRETARY OF TRANSPORTATION TO STATE AN INTENTION TO PRESERVE A RAILROAD EASEMENT FOR FUTURE TRANSPORTATION PURPOSES AND NEGATE THE PRESUMPTION OF ABANDONMENT, is read the first time and referred to the Committee on Transportation.

Committee Substitute for **S.B. 760**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT PURCHASING AGENTS IN STATE AGENCIES FROM ACCEPTING GIFTS OVER TWENTY-FIVE DOLLARS IN VALUE AND TO PROHIBIT PERSONS AND ORGANIZATIONS FROM OFFERING OR GIVING GIFTS OVER TWENTY-FIVE DOLLARS IN VALUE TO STATE PURCHASING AGENTS, is read the first time and referred to the Committee on Ethics.

S.B. 793, A BILL TO BE ENTITLED AN ACT TO MAKE IT A MISDEMEANOR FOR A PERSON UNDER EIGHTEEN YEARS OF AGE TO POSSESS OR CARRY A HANDGUN AND TO MAKE IT A MISDEMEANOR TO SELL OR TRANSFER ANY HANDGUN TO A PERSON WHO IS UNDER EIGHTEEN YEARS OF AGE, is read the first time and referred to the Committee on Judiciary III.

S.B. 803, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAWS RELATING TO THE STATE'S JURISDICTION OVER PROVIDERS OF HEALTH CARE BENEFITS, is read the first time and referred to the Committee on Insurance.

S.B. 811, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE EMPLOYMENT SECURITY LAW TO CONFORM TO FEDERAL LAW, is read the first time and referred to the Committee on Business and Labor.

S.B. 832, A BILL TO BE ENTITLED AN ACT TO PROVIDE A TIMETABLE WITHIN WHICH THE DEPARTMENT OF REVENUE MUST HOLD ADMINISTRATIVE HEARINGS AND RENDER DECISIONS, is read the first time and referred to the Committee on Finance.

Committee Substitute for **S.B. 839**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE EXEMPTION OF MOTOR VEHICLES FROM THE THREE-DAY RIGHT TO CANCEL PROVISIONS OF OFF-PREMISES SALES TO THE EXISTING EXEMPTION UNDER

THE RETAIL INSTALLMENT SALES ACT, is read the first time and referred to the Committee on Judiciary II.

Committee Substitute for **S.B. 840**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE TIME FOR THE COMMISSIONER TO RENDER A FINAL DETERMINATION IN CONTESTED FRANCHISE TERMINATION, CANCELLATION, OR FAILURE TO RENEW MATTERS, BASED ON BANKRUPTCY, FAILURE TO STAY OPEN, LOSS OF LICENSES, OR CONVICTION OF FELONY INVOLVING MORAL TURPITUDE, UNDER THE MOTOR VEHICLES DEALERS AND MANUFACTURERS LICENSING LAW, is read the first time and referred to the Committee on Judiciary II.

Committee Substitute for **S.B. 841**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE WARRANTY REIMBURSEMENT RIGHTS OF MOTOR VEHICLE DEALERS, is read the first time and referred to the Committee on Judiciary II.

Committee Substitute for **S.B. 846**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT THAT MAY BE IN CONTROVERSY IN SMALL CLAIMS COURT, is read the first time and referred to the Committee on Judiciary II.

Committee Substitute for **S.B. 865**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT INFORMATION ON RABIES VACCINATION CERTIFICATES HELD BY COUNTY AGENCIES NOT BE USED FOR COMMERCIAL PURPOSES, is read the first time and referred to the Committee on Judiciary III.

S.B. 884, A BILL TO BE ENTITLED AN ACT TO ALLOW SCHOOL SUPERINTENDENTS TO CHOOSE NOT TO PUT ALL LETTERS OF COMPLAINTS IN TEACHERS' PERSONNEL FILES, is read the first time and referred to the Committee on Education.

Committee Substitute for **S.B. 885**, A BILL TO BE ENTITLED AN ACT TO INSURE THAT CONSUMERS HAVE THE RIGHT TO SELECT THE PHARMACY OF THEIR CHOICE, is read the first time and referred to the Committee on Judiciary I.

S.B. 894, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF WATER AND SEWER AUTHORITIES TO ASSESS PENALTIES FOR VIOLATIONS OF WATER AND SEWER USE ORDINANCES, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 897**, A BILL TO BE ENTITLED AN ACT TO EXEMPT MECKLENBURG COUNTY FROM PROVISIONS OF THE NORTH CAROLINA BUILDING CODE THAT REQUIRE BUILDING INSPECTION DEPARTMENTS TO REVIEW RESIDENTIAL PLANS, is read the first time and referred to the Committee on Local and Regional Government I.

Committee Substitute for **S.B. 899**, A BILL TO BE ENTITLED AN ACT TO ENACT NEW ARTICLE 2A OF THE UNIFORM COMMERCIAL CODE, is read the first time and referred to the Committee on Courts and Justice.

S.B. 901, A BILL TO BE ENTITLED AN ACT TO PROHIBIT BICYCLISTS AND OTHERS FROM CLINGING TO OTHER VEHICLES WHILE ON A ROADWAY, is read the first time and referred to the Committee on Transportation.

S.B. 910, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT PRESCRIPTION DRUG LABELS CONTAIN THE EXPIRATION OR DISPOSAL DATE OF THE MEDICATION, is read the first time and referred to the Committee on Health and Human Services.

S.B. 914, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ANY PROVISION IN A CONTRACT TO IMPROVE REAL PROPERTY THAT PROVIDES THAT THE CONTRACT IS SUBJECT TO THE LAWS OF ANOTHER STATE OR SUBJECT TO LITIGATION AND ARBITRATION IN ANOTHER STATE IS VOID AS AGAINST PUBLIC POLICY, is read the first time and referred to the Committee on Judiciary III.

Committee Substitute for **S.B. 925**, A BILL TO BE ENTITLED AN ACT TO LIMIT POLICE PURSUITS BY ESTABLISHING A PRIMA FACIE RULE OF EVIDENCE CONCERNING THE OPERATOR OF A VEHICLE SPEEDING IN EXCESS OF TWENTY-FIVE MILES AN HOUR OVER THE SPEED LIMIT TO ELUDE ARREST AND TO INCREASE THE PENALTY, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 930**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH WHEN A HOSPITAL OR HEALTH CARE FACILITY IS IN COMPLIANCE WITH RULES OF THE NORTH CAROLINA BOARD OF PHARMACY REGARDING COUNSELING PATIENTS ABOUT PRESCRIPTION MEDICATIONS AND DEVICES, is read the first time and referred to the Committee on Health and Human Services.

Committee Substitute for **S.B. 936**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NATIONWIDE INTERSTATE BRANCH BANKING AND SAVINGS AND LOAN AND SAVINGS BANK BRANCHING, is read the first time and referred to the Committee on Financial Institutions.

Committee Substitute for **S.B. 939**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE RIGHT OF MOTOR VEHICLE DEALERS IN NORTH CAROLINA TO COMBINE FRANCHISES AT A SINGLE LOCATION, is read the first time and referred to the Committee on Judiciary II.

S.B. 942, A BILL TO BE ENTITLED AN ACT AUTHORIZING BURKE COUNTY TO ASSIST THOROUGHFARE PLAN IMPLEMENTATION, is read the first time and referred to the Committee on Local and Regional Government I.

Committee Substitute for **S.B. 950**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL NEW HOSPICES RECEIVE A CERTIFICATE OF NEED, is read the first time and referred to the Committee on Judiciary I.

S.B. 970, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IT IS A MISDEMEANOR TO ASSEMBLE FOR THE PURPOSE OF TEACHING ANY TECHNIQUES TO BE USED FOR THE PURPOSE OF INTIMIDATING A PERSON BECAUSE OF THAT PERSON'S RACE, COLOR, RELIGION, NATIONALITY, OR COUNTRY OF ORIGIN, is read the first time and referred to the Committee on Judiciary I.

S.B. 971, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM LAWFUL CAPACITY OF TEAR GAS CONTAINERS FOR USE BY INDIVIDUALS FOR SELF-DEFENSE PURPOSES, is read the first time and referred to the Committee on Judiciary II.

Committee Substitute for **S.B. 986**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A MEDIATION PROGRAM FOR THE OFFICE OF ADMINISTRATIVE HEARINGS, is read the first time and referred to the Committee on Judiciary III.

Committee Substitute for **S.B. 989**, A BILL TO BE ENTITLED AN ACT TO REQUIRE LOCAL BOARDS OF EDUCATION TO REPORT ACTS OF SCHOOL VIOLENCE TO THE STATE BOARD OF EDUCATION AND TO ADOPT CLEAR RULES REGARDING THE CONSEQUENCES OF COMMITTING VIOLENT ACTS AT SCHOOL, TO ENCOURAGE THE IMPLEMENTATION AND USE OF CONFLICT RESOLUTION PROGRAMS AND PARENT INVOLVEMENT PROGRAMS IN SCHOOLS, AND TO REQUIRE EMPLOYERS TO GRANT LEAVE AT A MUTUALLY AGREED UPON TIME TO EMPLOYEES FOR INVOLVEMENT AT THEIR CHILDREN'S SCHOOLS, is read the first time and referred to the Committee on Education.

Committee Substitute for **S.B. 994**, A BILL TO BE ENTITLED AN ACT TO REVISE THE MEMBERSHIP OF THE TRYON PALACE COMMISSION, is read the first time and referred to the Committee on State Government.

S.B. 995, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THERE SHALL BE NO REQUIREMENT THAT DIRECTORS OR OFFICERS OF A CORPORATION OWN STOCK IN A CORPORATION IF THE STATE OF NORTH CAROLINA OWNS A MAJORITY OF THE STOCK, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 1003**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A PUBLIC HEARING BE HELD PRIOR TO THE APPROVAL OF AN APPLICATION FOR A NEW PERMIT, THE RENEWAL OF A PERMIT, OR A SUBSTANTIAL AMENDMENT TO A PERMIT FOR A SANITARY LANDFILL, is read the first time and referred to the Committee on Environment.

S.B. 1033, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A DEFENDANT WHO AGREES TO A SUSPENDED SENTENCE, PROBATION, OR AN ALTERNATIVE SENTENCE OR PUNISHMENT AND WHO WILLFULLY VIOLATES A

CONDITION OF THAT JUDGMENT MAY BE HELD IN CIVIL OR CRIMINAL CONTEMPT FOR THE VIOLATION, is read the first time and referred to the Committee on Judiciary III.

Committee Substitute for **S.B. 1070**, A BILL TO BE ENTITLED AN ACT RELATING TO THE POWERS AND SCOPE OF THE NEW HANOVER COUNTY HUMAN RELATIONS COMMISSION, is read the first time and referred to the Committee on Local and Regional Government II.

S.B. 1074, A BILL TO BE ENTITLED AN ACT PROVIDING FOR NORTH CAROLINA TO JOIN THE DRIVERS LICENSE COMPACT, is read the first time and referred to the Committee on Transportation.

S.B. 1097, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE NORTHAMPTON COUNTY BOARD OF EDUCATION SHALL TAKE OFFICE IN JULY OF THE YEAR OF ELECTION, is read the first time and referred to the Committee on Local and Regional Government I.

S.B. 1115, A BILL TO BE ENTITLED AN ACT CREATING ARTICLE 27A OF THE INSURANCE LAWS RELATING TO TITLE INSURANCE TO CLARIFY AND STRENGTHEN THE PROHIBITIONS AGAINST KICKBACKS, REBATES, AND CONTROLLED BUSINESS AND DENOMINATING THESE PRACTICES AS UNFAIR METHODS OF COMPETITION, is read the first time and referred to the Committee on Insurance.

S.B. 1163, A BILL TO BE ENTITLED AN ACT TO ALLOW PROJECTS FINANCED UNDER THE INDUSTRIAL AND POLLUTION CONTROL FACILITIES FINANCING ACT AND THE NORTH CAROLINA INDUSTRIAL AND POLLUTION CONTROL FACILITIES POOL PROGRAM FINANCING ACT TO BE LOCATED IN MORE THAN ONE COUNTY, is read the first time and referred to the Committee on Environment.

S.B. 1164, A BILL TO BE ENTITLED AN ACT TO CONFORM THE MEANS BY WHICH SOLID WASTE MANAGEMENT FACILITIES MAY DEMONSTRATE FINANCIAL RESPONSIBILITY TO THE REQUIREMENTS OF FEDERAL LAW, is read the first time and referred to the Committee on Environment.

SUSPENSION OF RULES

The Speaker directs that the time for voting may be fifteen seconds instead of five seconds, pursuant to Rule 20(c).

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 283**, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO ESTABLISH A PILOT PROGRAM UNDER THE ADMINISTRATIVE OFFICE OF THE COURTS REGARDING

JUVENILE COURT JURISDICTION OVER JUVENILES BETWEEN SIXTEEN AND EIGHTEEN YEARS OF AGE WHO ARE BEYOND THE DISCIPLINARY CONTROL OF THEIR PARENTS.

On motion of Representative R. Hunter, the House concurs in the Senate amendment and the bill is ordered enrolled.

H.B. 854, A BILL TO BE ENTITLED AN ACT TO REVISE THE BOUNDARIES OF THE TOWN OF OAKBORO.

On motion of Representative Creech and without objection, the bill is temporarily displaced.

SPEAKER BLUE PRESIDING.

H.B. 888, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF ENFIELD.

On motion of Representative D. Brown, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, DeVane, Dickson, Easterling, Edwards, Ellis, Esposito, Fussell, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Lee, Lemmond, Luebke, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Stewart, Sutton, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wright - 97.

Voting in the negative: None.

Excused absences: Representatives Alphin, Barbee, Cummings, Diamont, Dockham, Flaherty, Kuczmarski, Morgan, Nichols, Spears, Stamey, Warner, and Wood - 13.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Holmes and without objection, **H.B. 854**, A BILL TO BE ENTITLED AN ACT TO REVISE THE BOUNDARIES OF THE TOWN OF OAKBORO, is withdrawn from the Calendar and placed on the Calendar of May 18.

On motion of Representative Gray and without objection, **H.B. 691**, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION AND THE FORSYTH COUNTY COMMISSIONERS "DOWNTOWN SCHOOL"

PROJECT FROM CERTAIN STATUTORY REQUIREMENTS, is withdrawn from the Calendar and placed on the Calendar of May 31.

CALENDAR (continued)

Committee Substitute No. 2 for **H.B. 747**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA VETERINARY PRACTICE ACT, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dickson, Easterling, Edwards, Ellis, Esposito, Fussell, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Nye, Oldham, Ramsey, Redwine, Richardson, Robinson, Rogers, Spears, Stewart, Sutton, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wright - 96.

Voting in the negative: None.

Excused absences: Representatives Alphin, Barbee, Diamont, Dockham, Flaherty, Kuczmarski, Morgan, Nichols, Russell, Stamey, Warner, and Wood - 12.

Committee Substitute for **H.B. 556**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE UNIFORM BOILER AND PRESSURE VESSEL ACT.

On motion of Representative Bowman, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dickson, Easterling, Edwards, Ellis, Esposito, Fussell, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Miner, Mitchell, Moore, Nesbitt, Nye, Oldham, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Spears, Stewart, Sutton, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wright - 95.

Voting in the negative: None.

Excused absences: Representatives Alphin, Barbee, Diamont, Dockham, Flaherty, Kuczmarski, Morgan, Nichols, Russell, Stamey, Warner, and Wood – 12.

H.B. 1082, A BILL TO BE ENTITLED AN ACT TO GIVE THE BOARD OF PHARMACY AUTHORITY TO REGULATE MEDICAL EQUIPMENT INTENDED FOR USE IN AN INDIVIDUAL'S HOME.

On motion of Representative G. Miller, Committee Amendment Nos. 1 and 2 are adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dickson, Easterling, Edwards, Esposito, Fitch, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hensley, Hightower, Hill, Holmes, Holt, Howard, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Smith, Spears, Stewart, Sutton, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wright – 94.

Voting in the negative: Representatives Brawley, Ellis, and Hayes – 3.

Excused absences: Representatives Alphin, Barbee, Diamont, Dockham, Flaherty, Kuczmarski, Morgan, Nichols, Russell, Stamey, Warner, and Wood – 12.

H.B. 647, A BILL TO BE ENTITLED AN ACT TO LIMIT FOR LIEN RIGHTS FOR PERSONS WHO FABRICATE PRODUCTS FROM DIES, MOLDS, FORMS, OR PATTERNS, AND TO LIMIT MOLDERS' OBLIGATIONS TO RETAIN DIES, MOLDS, FORMS, OR PATTERNS.

The bill, as amended, passes its third reading, by electronic vote (101–0), and is ordered engrossed and sent to the Senate.

Committee Substitute No. 2 for **H.B. 908**, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES THAT ADDRESS SUITS BROUGHT BY INDIGENTS AND APPEALS PROSECUTED BY INDIGENTS, passes its second reading, by electronic vote (96–3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

INTRODUCTION OF PAGES

Pages for the week of May 17–21 are introduced to the membership. They are: Elizabeth Aycock of Wake, Bradford Brock of Cumberland, Charles Clementson of Transylvania, Elizabeth Cloud of Wake, Brennan Coleman of Mecklenburg, Brandolyn Davis of Johnston, Jennifer Hardee of Brunswick, Latoya Hughes of Forsyth, James Hurdle, III of Perquimans, James Kelly of Cumberland, Tsige Logan of Perquimans, Kendalyn Lutz of Catawba, Byron Massey of Cumberland, Nakesha Meachem of New Hanover, Sara Medlin of Wake, Rebecca Mercer of Pitt, Caesar Nettles, III of Wake, Teresa Oliver of Caswell, Jessica Pace of Polk, Lenny Smith of Nash, Cara Tart of Moore, Jennifer Taylor of Moore, Leslie Wagstaff of Person, Linnetta Williams of Wake, and LaTanya Wilson of New Hanover.

On motion of Representative Jack Hunt, seconded by Representative G. Miller, the House adjourns at 9:15 p.m. to reconvene May 18 at 1:00 p.m.

SIXTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, May 18, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 17 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brubaker, Diamont, Flaherty, Gamble, Green, and Morgan for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 156, AN ACT REPEALING A LOCAL ACT RELATING TO THE WINSTON-SALEM SPORTS COMMISSION. (CHAPTER 46)

H.B. 283, AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO ESTABLISH A PILOT PROGRAM UNDER THE ADMINISTRATIVE OFFICE OF THE COURTS REGARDING JUVENILE COURT JURISDICTION OVER JUVENILES BETWEEN SIXTEEN AND EIGHTEEN YEARS OF AGE WHO ARE BEYOND THE DISCIPLINARY CONTROL OF THEIR PARENTS. (CHAPTER 47)

H.B. 389, AN ACT TO AMEND CHAPTER 1073 OF THE 1959 SESSION LAWS TO PROVIDE THAT THE SHERIFF ISSUE MITCHELL COUNTY WEAPON PERMITS. (CHAPTER 48)

H.B. 517, AN ACT TO EXPAND THE ALLEGHANY COUNTY BOARD OF COMMISSIONERS FROM THREE TO FIVE MEMBERS. (CHAPTER 49)

H.B. 808, AN ACT TO CHANGE THE PROCEDURE FOR CERTIFYING MUNICIPAL AD VALOREM TAX VALUATIONS IN WAKE COUNTY TO THE WAKE COUNTY BOARD OF ALCOHOLIC CONTROL FOR THE PURPOSE OF DISTRIBUTING PROCEEDS FROM THE SALES OF ALCOHOLIC BEVERAGES. (CHAPTER 50)

H.B. 1004, AN ACT TO EXEMPT PUBLIC AIRPORT TRAFFIC SIGNS FROM THE REQUIREMENT FOR UNIFORM SIGNS AND TRAFFIC CONTROL DEVICES ON HIGHWAYS. (CHAPTER 51)

H.J.R. 1209, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES. (RESOLUTION 13)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 136, A BILL TO BE ENTITLED AN ACT TO EXTEND FOR AN ADDITIONAL FIVE YEARS THE REQUIREMENT THAT COUNTIES USE PART OF THE FIRST HALF-CENT LOCAL SALES TAX PROCEEDS ONLY FOR PUBLIC SCHOOL BUILDINGS, with a favorable report.

By Representative Barnes for the Committee on Education:

S.B. 545, A BILL TO BE ENTITLED AN ACT TO DELETE THE REQUIREMENT THAT LOCAL BOARDS OF EDUCATION FILE COPIES OF THEIR BUDGET RESOLUTIONS WITH THE STATE BOARD OF EDUCATION, with a favorable report.

S.B. 546, A BILL TO BE ENTITLED AN ACT TO PLACE THE SUPERINTENDENT OF PUBLIC INSTRUCTION ON THE COMMISSION ON CHILDREN WITH SPECIAL NEEDS, with a favorable report.

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate:

Committee Substitute No. 2 for **S.B. 27,** A BILL TO BE ENTITLED AN ACT TO MAKE CONTINUATION AND EXPANSION BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS

OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, is read the first time and referred to the Committee on Appropriations.

Committee Substitute for **S.B. 123**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE REPORTING REQUIREMENTS OF THE CHARLOTTE-MECKLENBURG SCHOOL FUNDING PILOT, TO DEFINE "WORLD CLASS PILOT SCHOOL" AND TO MAKE OTHER TECHNICAL AND CONFORMING CHANGES, is read the first time and referred to the Committee on Education.

Committee Substitute for **S.B. 132**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING PURCHASING AND CONTRACTS, is read the first time and referred to the Committee on Appropriations.

Committee Substitute for **S.B. 315**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE RELATING TO INFORMATION TECHNOLOGY, TELECOMMUNICATIONS, PURCHASE AND CONTRACT, ECONOMIC DEVELOPMENT, AND RELATED GENERAL GOVERNMENT MATTERS, is read the first time and referred to the Committee on Appropriations.

Committee Substitute for **S.B. 366**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO CREATE THE STATE WORKERS' COMPENSATION OFFICE AND TO CONSOLIDATE THE ADMINISTRATION OF THE STATE WORKERS' COMPENSATION PROGRAM, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 369**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING THE CIVILIANIZATION OF CERTAIN JOB CLASSES OF STATE LAW ENFORCEMENT OFFICERS AND RESTRICTING THE USE OF STATE FUNDS TO PAY LAW ENFORCEMENT OFFICER BENEFITS TO STATE EMPLOYEES WHO DO NOT REQUIRE LAW ENFORCEMENT OFFICER STATUS, is read the first time and referred to the Committee on Public Employees.

Committee Substitute for **S.B. 386**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO REPLACE CURRENT SCHOOL TENURE LAWS WITH LAWS AND REGULATIONS THAT PROVIDE PROTECTION FOR SCHOOL ADMINISTRATORS FROM ARBITRARY OR CAPRICIOUS ACTION BY A SUPERVISOR, is read the first time and referred to the Committee on Education.

S.B. 431, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO INCREASE THE MAXIMUM AMOUNT THAT MAY BE RECOVERED IN

STRICT LIABILITY FOR DAMAGE TO PERSON OR PROPERTY BY MINORS, is read the first time and referred to the Committee on Judiciary III.

Committee Substitute for **S.B. 446**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE BLOOD ALCOHOL CONTENT FOR DRIVING WHILE IMPAIRED AND RELATED OFFENSES FROM 0.10 TO 0.08; TO REDUCE THE MINIMUM BLOOD ALCOHOL CONTENT NECESSARY FOR AN IMMEDIATE TEN-DAY REVOCATION OF DRIVING PRIVILEGES FROM 0.10 TO 0.08; TO MAKE THE RESULTS OF A FIRST BREATH TEST ADMISSIBLE UNDER CERTAIN CIRCUMSTANCES; TO ESTABLISH THAT THE REVOCATION OF A PROVISIONAL LICENSEE'S LICENSE FOR DRIVING AFTER CONSUMING ALCOHOL SHALL BE UNTIL THE LICENSEE'S EIGHTEENTH BIRTHDAY OR FORTY-FIVE DAYS, WHICHEVER IS LONGER; TO PROVIDE CLARIFICATION ABOUT WHEN AN EARLIER CONVICTION FOR DRIVING WHILE IMPAIRED CAN BE USED FOR AGGRAVATION PURPOSES; TO ADD A NEW GROSSLY AGGRAVATING FACTOR TO IMPAIRED DRIVING; TO AMEND THE FELONY DEATH BY VEHICLE STATUTE; AND TO REQUIRE EXPUNCTION OF CIVIL REVOCATIONS FOLLOWING ACQUITTAL OF IMPAIRED DRIVING OFFENSES, is read the first time and referred to the Committee on Judiciary I.

S.B. 479, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE SENIOR TAR HEEL LEGISLATURE, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute for **S.B. 504**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE ECONOMIC DEVELOPMENT BOARD IN THE DEPARTMENT OF COMMERCE TO REQUIRE THE BOARD TO PREPARE AND UPDATE ANNUALLY A COMPREHENSIVE STRATEGIC ECONOMIC DEVELOPMENT PLAN FOR THE STATE OF NORTH CAROLINA, AND TO REQUIRE THE DEPARTMENT OF COMMERCE TO ESTABLISH A PLANNING UNIT TO SUPPORT THE ECONOMIC DEVELOPMENT BOARD'S ONGOING ROLE IN ECONOMIC AND COMMUNITY DEVELOPMENT PLANNING, is read the first time and referred to the Committee on Business and Labor.

S.B. 559, A BILL TO BE ENTITLED AN ACT TO RESOLVE CONFLICT BETWEEN THE STATE AND FEDERAL SPECIAL EDUCATION LAW REGARDING THE PROCEDURE OF FILING A CIVIL ACTION, is read the first time and referred to the Committee on Judiciary II.

Committee Substitute for **S.B. 622**, A BILL TO BE ENTITLED AN ACT TO MAKE MISCELLANEOUS AMENDMENTS TO LAWS GOVERNING HEALTH INSURANCE, is read the first time and referred to the Committee on Insurance.

S.B. 633, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STAGGERED TERMS FOR MEMBERS OF THE PAROLE COM-

MISSION, is read the first time and referred to the Committee on Judiciary II.

S.B. 767, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORITY OF MECKLENBURG COUNTY AND THE CITY OF CHARLOTTE TO UNDERTAKE LOCAL DEVELOPMENT ACTIVITIES, is read the first time and referred to the Committee on Finance.

S.B. 831, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR TRUTH IN SENTENCING FOR THE NORTH CAROLINA CRIMINAL JUSTICE SYSTEM, is read the first time and referred to the Committee on Judiciary III.

S.B. 834, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROCEDURE FOR FORECLOSURE UNDER POWER OF SALE AND TO ESTABLISH A NEW UPSET BID PROCEDURE, is read the first time and referred to the Committee on Courts and Justice.

Committee Substitute for **S.B. 873**, A BILL TO BE ENTITLED AN ACT TO PROTECT A PERSON'S ACCESS TO PUBLIC OR PRIVATE BUILDINGS, BUSINESSES, OR FACILITIES, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 889**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR MANDATORY CONTINUING EDUCATION FOR NORTH CAROLINA'S DENTISTS AND DENTAL HYGIENISTS, is read the first time and referred to the Committee on Education.

S.B. 898, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN OWNER OF AN ON-SITE LAND CLEARING AND INERT DEBRIS LANDFILL DOES NOT HAVE TO OBTAIN A STATE PERMIT AND TO REGULATE SUCH LANDFILLS, is read the first time and referred to the Committee on Environment.

Committee Substitute for **S.B. 945**, A BILL TO BE ENTITLED AN ACT PERMITTING THE USE OF DEADLY FORCE AGAINST AN INTRUDER UNDER CERTAIN CIRCUMSTANCES, is read the first time and referred to the Committee on Courts and Justice.

S.B. 954, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DIRECT PAYMENT OF CERTIFIED SOCIAL WORKERS UNDER HEALTH INSURANCE POLICIES, is read the first time and referred to the Committee on Insurance.

S.B. 955, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A METHOD FOR PARENTS TO AUTHORIZE CONSENT BY ANOTHER FOR HEALTH CARE FOR THE PARENTS' MINOR CHILD, is read the first time and referred to the Committee on Judiciary II.

Committee Substitute for **S.B. 987**, A BILL TO BE ENTITLED AN ACT TO ENACT THE OVERHEAD HIGH-VOLTAGE LINE SAFETY ACT, is read the first time and referred to the Committee on Judiciary I.

S.B. 992, A BILL TO BE ENTITLED AN ACT TO ALLOW PAMLICO COUNTY TO USE ALTERNATIVE CONSTRUCTION DELIVERY SYSTEMS, is read the first time and referred to the Committee on Local and Regional Government I.

Committee Substitute for **S.B. 1006**, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE REGULATION OF PURCHASES OF REGULATED METALS PROPERTY BY SECONDARY METALS RECYCLERS IN NORTH CAROLINA, is read the first time and referred to the Committee on Judiciary III.

S.B. 1009, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT STOCKHOLDERS OF CORPORATIONS OF WHICH THE STATE OF NORTH CAROLINA OWNS A MAJORITY OF THE STOCK MAY REMOVE DIRECTORS WITHOUT CAUSE AND MAY AMEND THE ARTICLES OF INCORPORATION TO CHANGE THE TERMS OF OFFICE OF DIRECTORS OF THE CORPORATION, is read the first time and referred to the Committee on Judiciary I.

S.B. 1020, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MEMBERSHIP OF THE NORTH CAROLINA ARBORETUM, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

S.B. 1032, A BILL TO BE ENTITLED AN ACT TO CONTROL MEDICAL COSTS UNDER THE WORKERS' COMPENSATION ACT BY LIMITING THE EMPLOYER'S LIABILITY FOR MEDICAL COMPENSATION TO SCHEDULES OF FEES ESTABLISHED BY THE INDUSTRIAL COMMISSION, is read the first time and referred to the Committee on Judiciary II.

S.B. 1054, A BILL TO BE ENTITLED AN ACT TO DIRECT THE BOARD OF MEDICAL EXAMINERS TO DEVELOP MEDICAL PRACTICE PARAMETERS FOR CERTAIN MEDICAL SPECIALTIES, is read the first time and referred to the Committee on State Government.

S.B. 1066, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR VOTER PREREGISTRATION OF SIXTEEN- AND SEVENTEEN-YEAR OLDS BY DRIVERS LICENSE EXAMINERS, is read the first time and referred to the Committee on Judiciary I.

S.B. 1082, A BILL TO BE ENTITLED AN ACT TO EXEMPT NASH COUNTY FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING ZONING ORDINANCES FOR WATER SUPPLY WATERSHED PROTECTION, is read the first time and referred to the Committee on Local and Regional Government I.

S.B. 1113, A BILL TO BE ENTITLED AN ACT AMENDING THE INSURANCE LAWS RELATING TO TITLE INSURANCE COMPANIES TO GIVE THE INSURANCE COMMISSIONER DISCRETION WHERE PREMIUMS HAVE BEEN UNDERSTATED OR OVERSTATED THROUGH INADVERTENCE, MISTAKE, OR

MISCALCULATION, is read the first time and referred to the Committee on Insurance.

CALENDAR

Action is taken on the following:

H.B. 888, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF ENFIELD.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Creech, Culpepper, Cummings, Daughtry, Decker, Dickson, Dockham, Easterling, Edwards, Esposito, Fitch, Fussell, Gardner, Gottovi, Grady, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Miner, Mitchell, Moore, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Wainwright, Warner, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 96.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Diamont, Flaherty, Gamble, Green, and Morgan - 6.

H.B. 854, A BILL TO BE ENTITLED AN ACT TO REVISE THE BOUNDARIES OF THE TOWN OF OAKBORO, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Dickson, Dockham, Easterling, Edwards, Esposito, Fitch, Fussell, Gardner, Gottovi, Grady, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 100.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Diamont, Flaherty, Gamble, Green, and Morgan - 6.

Committee Substitute for **S.B. 222**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM, ON, OR ACROSS THE RIGHT-OF-WAY OF A PUBLIC ROAD OR HIGHWAY IN MACON COUNTY DURING DEER SEASON.

On motion of Representative Jenkins, consideration of the bill is postponed until May 19.

S.B. 727, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE PENDER COUNTY TO CONVEY TO THE WILLARD OUTREACH ORGANIZATION, INC., CERTAIN REAL PROPERTY AT PRIVATE SALE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 777, A BILL TO BE ENTITLED AN ACT TO REVISE THE CHARTER OF THE TOWN OF GRIFTON TO ALLOW THE TOWN TO EXERCISE EXTRATERRITORIAL LAND-USE JURISDICTION WITHIN TWO MILES OF THE TOWN'S CORPORATE LIMITS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 861, A BILL TO BE ENTITLED AN ACT TO ALLOW SHAMPOOING BY UNLICENSED SHAMPOOERS IN JONES AND LENOIR COUNTIES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute No. 2 for **H.B. 747**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA VETERINARY PRACTICE ACT, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 107.

Voting in the negative : None.

Excused absences: Representatives Brubaker, Diamont, Flaherty, Gamble, Green, and Morgan - 6.

Committee Substitute for **H.B. 556**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE UNIFORM BOILER AND PRESSURE VESSEL ACT.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fussell, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McCombs, McCrary, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 104.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Diamont, Flaherty, Gamble, Green, and Morgan - 6.

H.B. 1082, A BILL TO BE ENTITLED AN ACT TO GIVE THE BOARD OF PHARMACY AUTHORITY TO REGULATE MEDICAL EQUIPMENT INTENDED FOR USE IN AN INDIVIDUAL'S HOME.

Representative McAllister offers Amendment No. 3 which is adopted by electronic vote (103-0).

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, D. Brown, Burton, Church, Cole, Colton, Crawford, Culp, Culpepper, Cummings, Cunningham, DeVane, Dockham, Easterling, Edwards, Esposito, Fitch, Fussell, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Stamey, Stewart, Sutton, G. Thompson, Wainwright, Warner, Weatherly, Wilmoth, C. Wilson, P. Wilson, and Wright - 96.

Voting in the negative: Representatives Balmer, Brawley, J. Brown, Creech, Daughtry, Decker, Ellis, Hayes, Howard, Wilkins, and Wood - 11.

Excused absences: Representatives Brubaker, Diamont, Flaherty, Gamble, Green, and Morgan - 6.

Committee Substitute for **H.B. 431**, A BILL TO BE ENTITLED AN ACT URGING COUNTIES IN NORTH CAROLINA TO ADOPT ORDINANCES REQUIRING PRIVATE RESIDENTIAL SWIMMING POOLS TO BE FENCED.

On motion of the Speaker, the bill is temporarily displaced.

Committee Substitute for **H.B. 784**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE THE UTILITIES COMMISSION TO STUDY THE ALLOCATION OF UNSERVED AREAS FOR THE PROVISION OF NATURAL GAS SERVICE AND TO STUDY ALTERNATIVE MEANS OF RATE MAKING FOR NATURAL GAS, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

SUBCOMMITTEE REFERRALS

Representative Stamey, Chair for the Standing Committee on Transportation, refers:

H.B. 1017, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PROVISIONS RELATING TO THE MEASURE OF DAMAGES IN CONDEMNATION ACTIONS, to the Permanent Subcommittee on Highways.

H.B. 1196, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM TAX THAT MUNICIPALITIES MAY LEVY ON TAXICABS, to the Permanent Subcommittee on Public Transportation.

S.B. 902, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAWS CONCERNING BICYCLE HAND SIGNALS, to the Permanent Subcommittee on Public Transportation.

H.B. 1150, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DEPARTMENT OF TRANSPORTATION FROM CLOSING OR ABANDONING A STATE ROAD WITHIN ONE MILE OF A MUNICIPALITY WITHOUT THAT MUNICIPALITY'S CONSENT, to the Permanent Subcommittee on Airports, Railways and Waterways.

S.B. 862, A BILL TO BE ENTITLED AN ACT TO ALLOW PITT COUNTY TO RENAME ALL ROADS WITHIN UNINCORPORATED AREAS OF THE COUNTY, to the Permanent Subcommittee on Airports, Railways and Waterways.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Jack Hunt, Committee Substitute for **H.B. 431**, A BILL TO BE ENTITLED AN ACT URGING

COUNTIES IN NORTH CAROLINA TO ADOPT ORDINANCES REQUIRING PRIVATE RESIDENTIAL SWIMMING POOLS TO BE FENCED, is withdrawn from the Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative Jack Hunt, seconded by Representative Easterling, the House adjourns at 2:22 p.m. to reconvene May 19 at 2:00 p.m.

SIXTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, May 19, 1993

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 18 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Cole and Diamont for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 727, AN ACT TO AUTHORIZE PENDER COUNTY TO CONVEY TO THE WILLARD OUTREACH ORGANIZATION, INC., CERTAIN REAL PROPERTY AT PRIVATE SALE. (CHAPTER 52)

S.B. 777, AN ACT TO REVISE THE CHARTER OF THE TOWN OF GRIFTON TO ALLOW THE TOWN TO EXERCISE EXTRATERRITORIAL LAND-USE JURISDICTION WITHIN TWO MILES OF THE TOWN'S CORPORATE LIMITS. (CHAPTER 53)

S.B. 861, AN ACT TO ALLOW SHAMPOOING BY UNLICENSED SHAMPOOERS IN JONES AND LENOIR COUNTIES. (CHAPTER 54)

H.B. 410, AN ACT TO MERGE THE BEAUFORT COUNTY AND WASHINGTON CITY SCHOOL ADMINISTRATIVE UNITS. (CHAPTER 55)

H.B. 836, AN ACT TO PERMIT THE CITY OF WINSTON-SALEM TO LEVY A MOTOR VEHICLE TAX UP TO TEN DOLLARS. (CHAPTER 56)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representative Fussell for the Committee on Public Employees:

H.B. 288, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING PERSONNEL POLICY, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

S.B. 289, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE RELATING TO THE MONITORING AND REPORTING OF STATE EMPLOYEE PERFORMANCE PAY INCREASES TO ENSURE NONDISCRIMINATORY PAY PRACTICES, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

S.B. 311, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING THE ESTABLISHMENT OF AN ANNUAL OPINION SURVEY OF STATE EMPLOYEES, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Kennedy for the Committee on Courts and Justice:

S.B. 46, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM DESIGNED TO REHABILITATE PRISON INMATES AND REDUCE RECIDIVISM BY UTILIZING A COURSE OF STUDY BASED ON DEVELOPING POSITIVE MENTAL ATTITUDES, with a favorable report.

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 134, A BILL TO BE ENTITLED AN ACT TO GIVE LOCAL GOVERNMENT UNITS MORE FINANCIAL SECURITY AND RESTORE GROWTH TO STATE-COLLECTED LOCAL REVENUES AND TAX-SHARING FUNDS, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Rogers, Acting Chair for the Committee on Local and Regional Government I:

S.B. 442, A BILL TO BE ENTITLED AN ACT TO APPROVE AN ANNEXATION AGREEMENT BETWEEN DAVIDSON COUNTY, THE CITY OF HIGH POINT, AND THE CITY OF THOMASVILLE, AS TO TERRITORY IN DAVIDSON COUNTY, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 782, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARLOTTE CITY CHARTER TO RAISE THE THRESHOLD BELOW WHICH THE CITY MANAGER MAY APPROVE THE ACQUISITION OR SALE OF REAL PROPERTY WHEN THE PROPERTY IS BEING ACQUIRED OR SOLD FOR THE PURPOSE OF INCREASING THE SUPPLY OF AFFORDABLE HOUSING AVAILABLE TO LOW OR MODERATE INCOME PERSONS, with a favorable report.

By Representative Gottovi for the Committee on Environment:

S.B. 1163, A BILL TO BE ENTITLED AN ACT TO ALLOW PROJECTS FINANCES UNDER THE INDUSTRIAL AND POLLUTION CONTROL FACILITIES FINANCING ACT AND THE NORTH CAROLINA INDUSTRIAL AND POLLUTION CONTROL FACILITIES POOL PROGRAM FINANCING ACT TO BE LOCATED IN MORE THAN ONE COUNTY, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Redwine for the Committee on Business and Labor:

H.B. 729, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE CREATION OF HEALTH PLAN PURCHASING ALLIANCES TO PROVIDE ACCESS TO HEALTH BENEFITS FOR EMPLOYEES OF SMALL EMPLOYER GROUPS AND SELF-EMPLOYED INDIVIDUALS, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative Redwine, Committee Amendment No. 1 is adopted. The bill is ordered engrossed and re-referred to the Committee on Appropriations.

By Representative Barnes for the Committee on Education:

S.B. 248, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT FORMER LEGISLATORS WAIT TWO YEARS BEFORE

SERVING ON THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for May 24. The original bill is placed on the Unfavorable Calendar.

By Representative McLawhorn for the Permanent Subcommittee on Airports, Railways, and Waterways of the Standing Committee on Transportation, with approval of standing committee chair for report to be made directly to the floor of the House:

S.B. 862, A BILL TO BE ENTITLED AN ACT TO ALLOW PITT COUNTY TO RENAME ALL ROADS WITHIN UNINCORPORATED AREAS OF THE COUNTY, with a favorable report.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 160**, A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN COUNTIES TO RENAME ALL ROADS WITHIN UNINCORPORATED AREAS OF THE COUNTY, is returned for concurrence in Senate committee substitute, which changes the title, and placed on the Calendar for May 20.

S.B. 711, A BILL TO BE ENTITLED AN ACT TO CONFIRM THE CORPORATE LIMITS OF THE TOWN OF TROY, AND MODIFY THE LAWS RELATING TO SATELLITE ANNEXATION WHICH APPLY TO THAT TOWN, is read the first time and referred to the Committee on Local and Regional Government I.

S.B. 730, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF FRANKLINTON, is read the first time and referred to the Committee on Local and Regional Government I.

S.B. 789, A BILL TO BE ENTITLED AN ACT TO REVISE THE BOUNDARIES OF THE TOWN OF OAKBORO, is read the first time and referred to the Committee on Local and Regional Government II.

Committee Substitute for **S.B. 809**, A BILL TO BE ENTITLED AN ACT TO MAKE SUNDRY AMENDMENTS RELATING TO LOCAL GOVERNMENTS IN ORANGE AND CHATHAM COUNTIES, is read the first time and referred to the Committee on Local and Regional Government II.

S.B. 903, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TOWN OF PITTSBORO MAY LEVY A PRIVILEGE LICENSE TAX OF UP TO TWENTY-FIVE DOLLARS FOR ONE-DAY PEDDLING, is read the first time and referred to the Committee on Local and Regional Government II.

Committee Substitute for **S.B. 1139**, A BILL TO BE ENTITLED AN ACT TO INCREASE FEES IN THE GENERAL COURT OF

JUSTICE, TO ESTABLISH THE PERCENTAGE RATES FOR THE PUBLIC UTILITY REGULATORY FEE AND THE INSURANCE REGULATORY CHARGE, AND TO PROVIDE FOR HEARINGS FOR PERSONS WHO FAIL TO APPEAR IN CRIMINAL COURT, is read the first time and referred to the Committee on Courts and Justice.

CALENDAR

Action is taken on the following:

H.B. 854, A BILL TO BE ENTITLED AN ACT TO REVISE THE BOUNDARIES OF THE TOWN OF OAKBORO, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, D. Brown, Brubaker, Burton, Church, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Esposito, Flaherty, Fussell, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nichols, Oldham, C. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 95.

Voting in the negative: None.

Excused absences: Representatives Cole and Diamont - 2.

Committee Substitute for **S.B. 222**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM, ON, OR ACROSS THE RIGHT-OF-WAY OF A PUBLIC ROAD OR HIGHWAY IN MACON COUNTY DURING DEER SEASON.

Representative Jenkins offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading and the caption having been amended remains on the Calendar.

House Committee Substitute for **S.B. 804**, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE TOWN OF TROY FROM CERTAIN ZONING NOTICE REQUIREMENTS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

Committee Substitute for **H.B. 1098**, A BILL TO BE ENTITLED AN ACT TO REQUIRE CONTRACTS FOR THE PURCHASE OF ADVERTISING IN FOR-PROFIT WRITTEN PERIODICALS TO INCLUDE CERTAIN TERMS, INCLUDING A STATEMENT OF

THE CIRCULATION OF THE PERIODICAL, AND TO PROVIDE REMEDIES FOR THE PURCHASER IN THE EVENT THE SELLER FAILS TO COMPLY.

Representative Lemmond offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading by electronic vote (92–16).

Representative G. Miller objects to the third reading. The bill remains on the Calendar.

House Committee Substitute for **S.B. 83**, A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN COUNTIES TO RENAME ALL ROADS WITHIN UNINCORPORATED AREAS OF THE COUNTY.

On motion of Representative Jenkins and without objection, consideration of the bill is postponed until May 26.

H.B. 136, A BILL TO BE ENTITLED AN ACT TO EXTEND FOR AN ADDITIONAL FIVE YEARS THE REQUIREMENT THAT COUNTIES USE PART OF THE FIRST HALF-CENT LOCAL SALES TAX PROCEEDS ONLY FOR PUBLIC SCHOOL BUILDINGS, passes its second reading, by electronic vote (107–2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.B. 545, A BILL TO BE ENTITLED AN ACT TO DELETE THE REQUIREMENT THAT LOCAL BOARDS OF EDUCATION FILE COPIES OF THEIR BUDGET RESOLUTIONS WITH THE STATE BOARD OF EDUCATION, passes its second reading, by electronic vote (106–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 546, A BILL TO BE ENTITLED AN ACT TO PLACE THE SUPERINTENDENT OF PUBLIC INSTRUCTION ON THE COMMISSION ON CHILDREN WITH SPECIAL NEEDS, passes its second reading, by electronic vote (108–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

RE-REFERRAL

On motion of Representative Judy Hunt, pursuant to Rule 39.2, **H.B. 1167**, A BILL TO BE ENTITLED AN ACT TO ADD TO THE INVESTMENT AUTHORITY OF JOINT MUNICIPAL POWER AGENCIES, is withdrawn from the Committee on Public Utilities and re-referred to the Committee on Finance.

On motion of Representative Jack Hunt, seconded by Representative Morgan, the House adjourns at 3:00 p.m. to reconvene May 20 at 2:00 p.m.

SIXTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Thursday, May 20, 1993

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Wood.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 19 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barbee, Beall, Brubaker, Diamont, Gist, Robinson, and Warner for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 545, AN ACT TO DELETE THE REQUIREMENT THAT LOCAL BOARDS OF EDUCATION FILE COPIES OF THEIR BUDGET RESOLUTIONS WITH THE STATE BOARD OF EDUCATION. (CHAPTER 57)

S.B. 546, AN ACT TO PLACE THE SUPERINTENDENT OF PUBLIC INSTRUCTION ON THE COMMISSION ON CHILDREN WITH SPECIAL NEEDS. (CHAPTER 58)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative R. Hunter for the Committee on Judiciary II:

H.B. 242, A BILL TO BE ENTITLED AN ACT TO PROVIDE IMMUNITY FOR EMPLOYEES OF COUNTY DEPARTMENTS OF SOCIAL SERVICES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

H.B. 923, A BILL TO BE ENTITLED AN ACT TO PERMIT THE ORGANIZATION AND OPERATION OF LIMITED LIABILITY COMPANIES, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representatives Hackney and G. Miller for the Committee on Finance:

Committee Substitute for **H.B. 910**, A BILL TO BE ENTITLED AN ACT REGULATING THE PRACTICE OF MASSAGE THERAPY, with a favorable report, as amended.

Committee Substitute for **H.B. 1142**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA SUBSTANCE ABUSE PROFESSIONALS CERTIFICATION ACT, with a favorable report, as amended.

By Representative Hightower for the Committee on State Government:

House Committee Substitute for **S.B. 71**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE TIME FOR APPLYING FOR AN INITIAL EXEMPTION CONCERNING FIRE SPRINKLER CONTRACTORS, with a favorable report.

REMOVAL OF BILL FROM UNFAVORABLE CALENDAR

On motion of Representative DeVane, Committee Substitute for **S.B. 71**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE TIME FOR APPLYING FOR AN INITIAL EXEMPTION CONCERNING FIRE SPRINKLER CONTRACTORS, is withdrawn from the Unfavorable Calendar and placed on the Calendar of May 24.

Representative DeVane further moves that House Committee Substitute for **S.B. 71**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE TIME FOR APPLYING FOR AN INITIAL EXEMPTION CONCERNING FIRE SPRINKLER CONTRACTORS, be withdrawn from the Calendar of May 24 and postponed indefinitely. The motion carries by electronic vote (108-0).

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representative Fussell for the Committee on Public Employees:

H.B. 300, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING STATE EMPLOYEE HEALTH BENEFITS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Gamble for the Permanent Subcommittee on Health Care and Access of the Standing Committee on Health and

Human Services, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 745, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO ESTABLISH AND IMPLEMENT A PROGRAM TO ASSIST LOW-INCOME INDIVIDUALS TO OBTAIN PRESCRIPTION DRUGS AT REDUCED COST, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Stamey for the Committee on Transportation:

H.B. 1006, A BILL TO BE ENTITLED AN ACT TO REGULATE ALL-TERRAIN VEHICLES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

On motion of Representative Stamey, the committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H.B. 466, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAYNE AND SAMPSON COUNTIES AND THE CITY OF CLINTON TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, is returned for concurrence in three Senate amendments and referred to the Committee on Finance.

Committee Substitute for **S.B. 787**, A BILL TO BE ENTITLED AN ACT TO IMPOSE A PENALTY FOR FAILURE TO COMPLY WITH ESC TAX REPORTING REQUIREMENTS, is read the first time and referred to the Committee on Business and Labor.

RE-REFERRAL

On motion of Representative Kennedy, pursuant to Rule 39.2, **S.B. 679**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A NORTH CAROLINA COURT HAS PERSONAL JURISDICTION OVER ACTIONS ARISING FROM DIRECT AND INDIRECT SOLICITATIONS, is withdrawn from the Committee on Courts and Justice and re-referred to the Committee on Judiciary I.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 160**, A BILL TO BE ENTITLED AN ACT TO ALLOW ALL COUNTIES TO RENAME

ALL ROADS WITHIN UNINCORPORATED AREAS OF THE COUNTY.

On motion of Representative Jenkins, the House concurs in the Senate committee substitute, by electronic vote (99-0), and the bill is ordered enrolled.

RE-REFERRAL

On motion of Representative Nesbitt, pursuant to Rule 39.2, **H.B. 1438**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE AID TO FAMILIES WITH DEPENDENT CHILDREN RESPONSIBLE PARENTING AND EMPLOYMENT INCENTIVE ACT OF 1993 AND TO APPROPRIATE FUNDS TO IMPLEMENT THIS ACT, is withdrawn from the Committee on Appropriations and re-referred to the Committee on Children, Youth and Families.

CALENDAR (continued)

Committee Substitute for **S.B. 222**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING WHITETAIL DEER FROM, ON, OR ACROSS THE RIGHT-OF-WAY OF A PUBLIC ROAD OR HIGHWAY IN MACON COUNTY.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

S.B. 782, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARLOTTE CITY CHARTER TO RAISE THE THRESHOLD BELOW WHICH THE CITY MANAGER MAY APPROVE THE ACQUISITION OR SALE OF REAL PROPERTY WHEN THE PROPERTY IS BEING ACQUIRED OR SOLD FOR THE PURPOSE OF INCREASING THE SUPPLY OF AFFORDABLE HOUSING AVAILABLE TO LOW OR MODERATE INCOME PERSONS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for **H.B. 1098**, A BILL TO BE ENTITLED AN ACT TO REQUIRE CONTRACTS FOR THE PURCHASE OF ADVERTISING IN FOR-PROFIT WRITTEN PERIODICALS TO INCLUDE CERTAIN TERMS, INCLUDING A STATEMENT OF THE CIRCULATION OF THE PERIODICAL, AND TO PROVIDE REMEDIES FOR THE PURCHASER IN THE EVENT THE SELLER FAILS TO COMPLY.

Representative Lemmond offers Amendment No. 2 which is adopted by electronic vote (98-1).

The bill, as amended, passes its third reading, by electronic vote (80-21), and is ordered engrossed and sent to the Senate.

S.B. 46, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM DESIGNED TO REHABILITATE PRISON INMATES AND REDUCE RECIDIVISM BY UTILIZING A

COURSE OF STUDY BASED ON DEVELOPING POSITIVE MENTAL ATTITUDES, passes its second reading, by electronic vote (97–3), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 862, A BILL TO BE ENTITLED AN ACT TO ALLOW PITT COUNTY TO RENAME ALL ROADS WITHIN UNINCORPORATED AREAS OF THE COUNTY.

On motion of Representative Mercer, consideration of the bill is postponed until May 26.

On motion of Representative Hackney, seconded by Representative Lemmond, the House adjourns at 2:57 p.m. to reconvene Monday, May 24, 1993, at 8:00 p.m.

SIXTY–NINTH DAY

HOUSE OF REPRESENTATIVES
Monday, May 24, 1993

The House meets at 8:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

The Speaker leads members in the Pledge of Allegiance.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 20 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brubaker, Diamont, Dockham, Green, Kennedy, Lee, Smith, Stewart, and Warner for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 46, AN ACT TO ESTABLISH A PILOT PROGRAM DESIGNED TO REHABILITATE PRISON INMATES AND REDUCE RECIDIVISM BY UTILIZING A COURSE OF STUDY BASED ON DEVELOPING POSITIVE MENTAL ATTITUDES. (CHAPTER 59)

S.B. 782, AN ACT TO AMEND THE CHARLOTTE CITY CHARTER TO RAISE THE THRESHOLD BELOW WHICH THE CITY MANAGER MAY APPROVE THE ACQUISITION OR SALE OF REAL PROPERTY WHEN THE PROPERTY IS BEING ACQUIRED OR SOLD FOR THE PURPOSE OF INCREASING THE

SUPPLY OF AFFORDABLE HOUSING AVAILABLE TO LOW OR MODERATE INCOME PERSONS. (CHAPTER 60)

H.B. 40, AN ACT TO DIRECT THE DEPARTMENT OF PUBLIC INSTRUCTION TO STUDY VARIOUS ISSUES AFFECTING THE EDUCATION OF AND DELIVERY OF SERVICES TO EXCEPTIONAL CHILDREN. (CHAPTER 61)

H.B. 160, AN ACT TO ALLOW ALL COUNTIES TO RENAME ALL ROADS WITHIN UNINCORPORATED AREAS OF THE COUNTY. (CHAPTER 62)

H.B. 162, AN ACT CONCERNING ANNEXATION OF CERTAIN PROPERTY BY THE TOWN OF CLAYTON. (CHAPTER 63)

H.B. 411, AN ACT TO AMEND CHAPTER 1073 OF THE 1959 SESSION LAWS TO PROVIDE THAT THE SHERIFF ISSUE PERQUIMANS COUNTY WEAPON PERMITS. (CHAPTER 64)

H.B. 428, AN ACT TO REPEAL THE PROHIBITION ON HUNTING WILD TURKEYS IN GATES COUNTY. (CHAPTER 65)

H.B. 492, AN ACT TO ESTABLISH A WILDLIFE PRESERVE AND BIRD SANCTUARY IN THE CITY OF BOILING SPRING LAKES IN BRUNSWICK COUNTY. (CHAPTER 66)

H.B. 493, AN ACT TO ESTABLISH A NO-WAKE ZONE IN THE CITY OF SOUTHPORT AND TO ALLOW THE CITY OF SOUTHPORT TO REGULATE CERTAIN ACTIVITIES IN WATERWAYS ADJACENT TO THE CITY. (CHAPTER 67)

H.B. 506, AN ACT TO PROVIDE FOR THE TRANSFER OF REGISTERED VOTERS, WHO RESIDE IN ORANGE COUNTY AND WITHIN THE CITY LIMITS OF THE CITY OF DURHAM, FROM THE DURHAM COUNTY BOARD OF ELECTIONS TO THE ORANGE COUNTY BOARD OF ELECTIONS. (CHAPTER 68)

H.B. 559, AN ACT TO MODIFY THE TRUSTEE ASSOCIATION REGIONS OF THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM AND TO MAKE A TECHNICAL CHANGE TO THE PROCEDURE FOR ELECTING THE CHAIR AND OTHER OFFICERS OF THE STATE BOARD OF COMMUNITY COLLEGES. (CHAPTER 69)

H.B. 600, AN ACT TO PROHIBIT HUNTING FROM THE RIGHTS-OF-WAY OF PUBLIC ROADS IN MADISON COUNTY. (CHAPTER 70)

H.B. 621, AN ACT REGARDING COUPLING DEVICES FOR TRAILERS AND TOWED VEHICLES. (CHAPTER 71)

H.B. 677, AN ACT TO REVERT CERTAIN PRECINCT BOUNDARIES IN BUNCOMBE COUNTY TO THEIR STATUS ON DECEMBER 31, 1991, AND TO GRANT CERTAIN LIMITED POWERS TO THE BUNCOMBE COUNTY BOARD OF ELECTIONS. (CHAPTER 72)

H.B. 694, AN ACT TO CHANGE THE CANDIDATE FILING PERIOD FOR THE GASTON COUNTY BOARD OF EDUCATION SO IT WILL CLOSE PRIOR TO THE AVAILABILITY OF ABSENTEE BALLOTS. (CHAPTER 73)

H.B. 780, AN ACT TO POSTPONE IMPLEMENTATION OF MAIL-IN VOTER REGISTRATION AND THE UPGRADED MOTOR VOTER PROVISIONS SO THEY WILL BE IMPLEMENTED AT THE SAME TIME AS SIMILAR FEDERAL LEGISLATION. (CHAPTER 74)

H.B. 792, AN ACT TO ABOLISH THE OFFICE OF CORONER IN CLAY COUNTY. (CHAPTER 75)

H.B. 796, AN ACT GRANTING TO DURHAM COUNTY REDUCTION OF THE NOTICE PERIOD FOR CLOSING ROADS AND EASEMENTS, CLARIFYING THE COUNTY'S AUTHORITY TO PERMIT THE CLOSING OF UNOPENED ROADS, THE DIVISION OF RIGHT-OF-WAY IN TYPICAL ROAD CLOSINGS, AND ESTABLISHING PROCEDURES FOR APPEALS OF ROAD CLOSINGS. (CHAPTER 76)

H.B. 867, AN ACT RESTRICTING EXPENDITURES OF FUNDS DONATED TO THE FIRE DEPARTMENT OF THE TOWN OF NEWPORT. (CHAPTER 77)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Rogers, Acting Chair for the Committee on Local and Regional Government I:

S.B. 688, A BILL TO BE ENTITLED AN ACT AMENDING THE DURHAM CITY CHARTER WITH RESPECT TO ZONING PROTEST PETITIONS, with a favorable report.

S.B. 689, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF DURHAM TO PROVIDE RELOCATION ASSISTANCE PAYMENTS FOR THE VALUE OF MORTGAGE CREDIT CERTIFICATES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 690, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF DURHAM TO AUTHORIZE THE MAKING OF EMERGENCY REPAIRS IN HOUSING CODE CASES, with a favorable report.

On motion of Representative Rogers and without objection, the bill is re-referred to the Committee on Finance.

S.B. 773, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM CONCERNING THE

EFFECTIVE DATES OF ORDINANCES ANNEXING TERRITORY TO THE CITY AND ANNEXATIONS BY PETITIONS, AND CONCERNING ANNEXATION BOUNDARIES, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for May 26. The original bill is placed on the Unfavorable Calendar.

On motion of Representative Rogers, the House committee substitute bill is withdrawn from the Calendar of May 26 and re-referred to the Committee on Finance.

S.B. 774, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF DURHAM TO AUTHORIZE THE CITY COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO MAKE, APPROVE, AWARD, AND EXECUTE SERVICE CONTRACTS AND MAKE CONTRACTS FOR THE PURCHASE OF APPARATUS, SUPPLIES, EQUIPMENT AND MATERIAL, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for May 26. The original bill is placed on the Unfavorable Calendar.

By Representative Bowen for the Permanent Subcommittee on Highways of the Standing Committee on Transportation, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 1005, A BILL TO BE ENTITLED AN ACT TO REGULATE FUNERAL PROCESSIONS AND TO CODIFY THE RULES OF THE ROAD WITH REGARD TO FUNERAL PROCESSIONS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 26. The original bill is placed on the Unfavorable Calendar.

Representative Bowen further reports:

H.B. 1017, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PROVISIONS RELATING TO THE MEASURE OF DAMAGES IN CONDEMNATION ACTIONS, to the Standing Committee on Transportation, with an unfavorable recommendation.

By Representative Hightower for the Committee on State Government:

H.B. 263, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES REGULATING CENTRALIZED MOTOR FLEET MANAGEMENT, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative R. Hunter for the Committee on Judiciary II:

H.B. 366, A BILL TO BE ENTITLED AN ACT TO REDUCE THE LEGAL LIMIT OF BLOOD ALCOHOL FROM 0.10 TO 0.02 FOR PERSONS EIGHTEEN TO TWENTY YEARS OF AGE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

By Representative Cunningham for the Committee on Insurance:

H.B. 622, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE LAWS RELATING TO NORTH CAROLINA'S MONITORING OF INSURANCE COMPANY FINANCES AND THE PRESERVATION OF INSURANCE COMPANY SOLVENCY AND TO MAINTAIN NORTH CAROLINA'S ACCREDITATION BY THE NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 26. The original bill is placed on the Unfavorable Calendar.

On motion of Representative Cunningham and without objection, the committee substitute bill is withdrawn from the Calendar of May 26 and re-referred to the Committee on Finance.

Committee Substitute for **S.B. 579**, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE FINANCIAL MONITORING AND REGULATION OF EMPLOYERS THAT SELF-INSURE THEIR WORKERS' COMPENSATION LIABILITIES, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for May 26. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Ramsey, Vice Chair for the Committee on Pensions and Retirement:

H.B. 1202, A BILL TO BE ENTITLED AN ACT TO ALLOW STATE EMPLOYEES SICK LEAVE CREDIT FOR ACCUMULATED VACATION IN EXCESS OF THIRTY DAYS, with an unfavorable report.

H.B. 1203, A BILL TO BE ENTITLED AN ACT TO ALLOW PUBLIC SCHOOL EMPLOYEES TO CONVERT EXCESS ANNUAL LEAVE DAYS TO SICK LEAVE, with an unfavorable report.

H.B. 1307, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN INCREASE TO RETIREES OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, AND THE LEGISLATIVE RETIREMENT SYSTEM, AND TO INCREASE THE RETIREMENT FORMULA WITH ADJUSTING INCREASE TO RETIREES OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 1485, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE GENERAL FUND APPROPRIATION TO THE NATIONAL GUARD PENSION FUND, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Hensley for the Committee on Judiciary III:

H.B. 277, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STRUCTURED SENTENCING IN NORTH CAROLINA CONSISTENT WITH THE STANDARD OPERATING CAPACITY OF THE DEPARTMENT OF CORRECTION AND LOCAL CONFINEMENT FACILITIES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 278, A BILL TO BE ENTITLED AN ACT TO CLASSIFY MISDEMEANORS AS RECOMMENDED BY THE NORTH CAROLINA SENTENCING AND POLICY ADVISORY COMMISSION, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 279, A BILL TO BE ENTITLED AN ACT TO RECLASSIFY SOME FELONIES AS RECOMMENDED BY THE NORTH CAROLINA SENTENCING AND POLICY ADVISORY COMMISSION, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **H.B. 143**, A BILL TO BE ENTITLED AN ACT MAKING A QUALIFIED EXCEPTION FOR THE CITIES OF GREENSBORO AND HIGH POINT AND PITT COUNTY FROM THE PUBLIC RECORDS ACT FOR CERTAIN GEOGRAPHICAL INFORMATION SYSTEMS, is returned for concurrence in two Senate amendments and placed on the Calendar for May 25.

Senate Committee Substitute for **H.B. 969**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON THE ACT PERMITTING THE USE OF DEMOLITION ASPHALT AS FILL, is returned for concurrence in Senate committee substitute and placed on the Calendar for May 25.

Committee Substitute for **S.B. 836**, A BILL TO BE ENTITLED AN ACT TO WAIVE THE FEE FOR SPECIAL IDENTIFICATION CARDS FOR HOMELESS PERSONS, is read the first time and referred to the Committee on Judiciary I.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 910**, A BILL TO BE ENTITLED AN ACT REGULATING THE PRACTICE OF MASSAGE THERAPY.

On motion of Representative Stamey, consideration of the bill is postponed until May 25.

Committee Substitute for **H.B. 1142**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA SUBSTANCE ABUSE PROFESSIONALS CERTIFICATION ACT.

On motion of Representative Judy Hunt, Committee Amendment Nos. 1 and 2 are adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Lemmond, Luebke, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Spears, Stamey, Sutton, G. Thompson,

Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 103.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Diamont, Dockham, Green, Kennedy, Lee, Smith, Stewart, and Warner - 9.

H.B. 585, A BILL TO BE ENTITLED AN ACT TO MAKE STATEWIDE CERTAIN HOUSING CODE LEGISLATION THAT NOW APPLIES ONLY TO LARGER JURISDICTIONS.

On motion of Representative Wright and without objection, consideration of the bill is postponed until May 27.

House Committee Substitute for **S.B. 248**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT FORMER LEGISLATORS WAIT TWO YEARS BEFORE SERVING ON THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

The bill fails to pass its second reading by electronic vote (28-74).

Committee Substitute for **S.B. 71**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE TIME FOR APPLYING FOR AN INITIAL EXEMPTION CONCERNING FIRE SPRINKLER CONTRACTORS, passes its second reading, by electronic vote (102-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

INTRODUCTION OF PAGES

Pages for the week of May 24-28 are introduced to the membership. They are: Gretchen Austin of Alexander, Shonica Bowling of Guilford, Farrah Burke of Alexander, Lori Cole of Vance, Mara Dorsch of Forsyth, Crystal Faison of Durham, Chanelle Flowers of Pitt, Tina Harris of Durham, Aaron Hipp of Caldwell, Cande Honeycutt of Catawba, Meishia Hunter of Durham, Holli James of Tyrrell, Tecla McFadden of Durham, Andrea Melvin of Cumberland, Kedron Mims of Durham, Shannon Penland of Orange, Burnes Ray of Durham, Jana Stam of Wake, Latrice Todd of Wake, Cheree Whittemore of Vance, and Syrena Williams of Durham.

On motion of Representative Jack Hunt, seconded by Representative James, the House adjourns at 8:55 p.m. to reconvene May 25 at 1:30 p.m.

SEVENTIETH DAY

HOUSE OF REPRESENTATIVES
Tuesday, May 25, 1993

The House meets at 1:30 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 24 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Diamont, Stewart, and Wainwright for today.

THE RECEIVING OF PETITIONS, MEMORIALS AND PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO THE HOUSE

May 21, 1993

The Honorable Daniel T. Blue, Jr.
Speaker of the House
Legislative Building
Raleigh, North Carolina 27603

Dear Mr. Speaker:

Pursuant to North Carolina General Statute 126–2, I hereby appoint Thomas C. Sobol, Jr. as chairman of the State Personnel Commission and submit his name for confirmation by the North Carolina General Assembly. In accordance with G.S. 126–2, Mr. Sobol is a county commissioner who will fill the unexpired term of Garland Edwards who recently resigned.

Biographical information on Commissioner Sobol is attached. Please feel free to contact him should you need any additional information.

Thank you for your attention to this important matter.

My warmest personal regards.

Sincerely,
S/ James B. Hunt, Jr.

The Speaker refers the letter to the Committee on Public Employees.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Fitch for the Committee on Constitutional Amendments and Referenda:

S.B. 25, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A REFERENDUM TO AMEND THE CONSTITUTION TO PROVIDE FOR GUBERNATORIAL VETO, with an indefinite postponement report.

By Representative Lutz for the Committee on Local and Regional Government II:

S.B. 720, A BILL TO BE ENTITLED AN ACT CONCERNING REDISTRICTING FOR LOCAL ELECTIONS IN CLEVELAND COUNTY, with a favorable report.

S.B. 795, A BILL TO BE ENTITLED AN ACT TO MAKE ELECTION DAY A HOLIDAY FOR ALL CHILDREN ENROLLED IN THE BURKE COUNTY SCHOOLS, with a favorable report.

By Representative Hensley for the Committee on Judiciary III:

H.B. 281, A BILL TO BE ENTITLED AN ACT TO CREATE A STATE-COUNTY CRIMINAL JUSTICE PARTNERSHIP IN NORTH CAROLINA, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

RE-REFERRAL

On motion of Representative Hensley, pursuant to Rule 39.2, **H.B. 891**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA SENTENCING OVERSIGHT AND POLICY ADVISORY COMMISSION, is withdrawn from the Committee on Judiciary III and re-referred to the Committee on Appropriations.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Hensley for the Committee on Judiciary III:

S.B. 982, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PRISON POPULATION CAP, with a favorable report.

By Representative Hightower for the Committee on State Government:

H.B. 862, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE REGISTRATION OF OUT-OF-STATE PHARMACIES THAT REGULARLY DISTRIBUTE PRESCRIPTION MEDICINES TO CITIZENS OF THE STATE THROUGH THE MAIL OR OTHER COMMON CARRIERS, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 734, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO PILOT THE COLLECTION OF ENTRANCE FEES AT CERTAIN STATE PARKS, is read the first time and referred to the Committee on Finance.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

Committee Substitute for **H.B. 604**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES THAT HAVE PROTECTED MOUNTAIN RIDGES TO ESTABLISH COUNTY SERVICE DISTRICTS TO PROVIDE FOR CERTAIN ROAD NEEDS OF THE DISTRICT, with a favorable report.

Committee Substitute for **H.B. 791**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GUILFORD COUNTY AND THE CITIES OF GREENSBORO AND HIGH POINT TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, with a favorable report.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 143**, A BILL TO BE ENTITLED AN ACT MAKING A QUALIFIED EXCEPTION FOR THE CITIES OF GREENSBORO AND HIGH POINT AND PITT COUNTY FROM THE PUBLIC RECORDS ACT FOR CERTAIN GEOGRAPHICAL INFORMATION SYSTEMS.

On motion of Representative Jarrell, the House concurs in Senate Amendment No. 1. This amendment changes the title.

Representative Jarrell moves that the House do concur in Senate Amendment No. 2.

On motion of Representative Cunningham, the bill and pending Senate Amendment No. 2 are temporarily displaced.

Senate Committee Substitute for **H.B. 969**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON THE ACT PERMITTING THE USE OF DEMOLITION ASPHALT AS FILL.

On motion of Representative DeVane, the House concurs in the Senate committee substitute, by electronic vote (106–0), and the bill is ordered enrolled.

S.B. 688, A BILL TO BE ENTITLED AN ACT AMENDING THE DURHAM CITY CHARTER WITH RESPECT TO ZONING PROTEST PETITIONS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for **H.B. 1142**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA SUBSTANCE ABUSE PROFESSIONALS CERTIFICATION ACT.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowman, Braswell, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 110.

Voting in the negative: None.

Excused absences: Representatives Diamont and Stewart - 2.

Committee Substitute for **H.B. 910**, A BILL TO BE ENTITLED AN ACT REGULATING THE PRACTICE OF MASSAGE THERAPY.

On motion of Representative Fussell, consideration of the bill is postponed until May 26.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative Barnes for the Committee on Education:

H.B. 1464, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL SCHOOL BUSES AND SCHOOL ACTIVITY BUSES PURCHASED AFTER JULY 1, 1993, TO BE EQUIPPED WITH SEAT BELTS AND TO APPROPRIATE FUNDS TO EQUIP NEW SCHOOL BUSES WITH SEAT BELTS, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative Barnes, Committee Amendment No. 1 is adopted.

The bill is ordered engrossed and re-referred to the Committee on Appropriations.

Committee Substitute for **S.B. 123**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE REPORTING REQUIREMENTS OF THE CHARLOTTE-MECKLENBURG SCHOOL FUNDING PILOT, TO DEFINE "WORLD CLASS PILOT SCHOOL" AND TO MAKE OTHER TECHNICAL AND CONFORMING CHANGES, with a favorable report.

S.B. 577, A BILL TO BE ENTITLED AN ACT TO DELETE THE REQUIREMENT THAT THE STATE BOARD OF EDUCATION INSPECT ACTIVITY BUSES OWNED BY LOCAL SCHOOL ADMINISTRATIVE UNITS, with a favorable report.

MOTION TO REMOVE BILL FROM UNFAVORABLE CALENDAR

Representative Balmer moves that **S.B. 25**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A REFERENDUM TO AMEND THE CONSTITUTION TO PROVIDE FOR GUBERNATORIAL VETO, be removed from the Unfavorable Calendar and placed on the Calendar.

Representative Balmer calls for the ayes and noes and the call is sustained.

Representative Fitch moves, seconded by Representative Barnes, that the motion to withdraw the bill from the Unfavorable Calendar be tabled.

On a point of order, Representative Balmer calls for the ayes and noes and the call is sustained.

The tabling motion carries, by the following vote, and the bill remains on the Unfavorable Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Baddour, Barnes, Barnhill, Beall, Black, Bowen, Braswell, D. Brown, Burton, Church, Cole, Colton, Crawford, Culpepper, Cummings, Cunningham, DeVane, Easterling, Fitch, Fussell, Gamble, Gist, Gottovi, Griffin, Hackney, Hall, Hensley, Hightower, Hill, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, James, Jarrell, Jeffus, Jenkins, Joye, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Lutz, Mavretic, McAllister, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Moore, Nesbitt, Nye, Oldham, Ramsey, Redwine, Richardson, Rogers, Smith, Spears, Stamey, Sutton, Wainwright, Wilkins, Wilmoth, and Wright - 72.

Voting in the negative: Representatives Arnold, Balmer, Barbee, Berry, Bowie, Brawley, J. Brown, Brubaker, Creech, Culp, Daughtry, Decker, Dickson, Dockham, Edwards, Ellis, Esposito, Flaherty, Gardner, Grady, Gray, Green, Hayes, Howard, Ives, Justus,

Lemmond, McCombs, Miner, Mitchell, Morgan, Nichols, C. Preston, J. Preston, Robinson, Russell, Tallent, G. Thompson, Warner, Weatherly, C. Wilson, P. Wilson, and Wood – 43.

Excused absences: Representatives Diamont and Stewart – 2.

CALENDAR (continued)

Committee Substitute for **H.B. 143**, A BILL TO BE ENTITLED AN ACT MAKING A QUALIFIED EXCEPTION FOR THE CITIES OF GREENSBORO AND HIGH POINT AND GUILFORD COUNTY AND PITT COUNTY AND MECKLENBURG COUNTY AND NASH COUNTY FROM THE PUBLIC RECORDS ACT FOR CERTAIN GEOGRAPHICAL INFORMATION SYSTEMS, which was temporarily displaced with concurrence in Senate Amendment No. 2 pending, is before the Body.

The House concurs in Senate Amendment No. 2, which changes the title, and the bill is ordered enrolled.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 71, AN ACT TO EXTEND THE TIME FOR APPLYING FOR AN INITIAL EXEMPTION CONCERNING FIRE SPRINKLER CONTRACTORS. (CHAPTER 78)

S.B. 804, AN ACT TO EXEMPT THE TOWN OF TROY FROM CERTAIN ZONING NOTICE REQUIREMENTS. (CHAPTER 79)

H.B. 131, AN ACT TO EXTEND THE COVERAGE OF THE CURATIVE STATUTE FOR DEEDS OMITTING THE ORDER OF REGISTRATION. (CHAPTER 80).

RE-REFERRAL

On motion of Representative R. Hunter, pursuant to Rule 39.2, **H.B. 967**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DECLARATION OF THE RIGHT TO A NATURAL DEATH, is withdrawn from the Committee on Judiciary II and re-referred to the Committee on Judiciary I.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Stamey, Committee Substitute for **H.B. 910**, A BILL TO BE ENTITLED AN ACT REGULATING THE PRACTICE OF MASSAGE THERAPY, is withdrawn from the Calendar of May 26 and placed on the Calendar for immediate consideration.

CALENDAR (continued)

Committee Substitute for **H.B. 910**, A BILL TO BE ENTITLED AN ACT REGULATING THE PRACTICE OF MASSAGE THERAPY.

On motion of Representative Ramsey, Committee Amendment No. 1 is adopted.

Representative Mavretic offers Amendment No. 2 which is adopted.

Representative Gottovi offers Amendment No. 3 which is adopted.

Representative Gray offers Amendment No. 4 which fails of adoption.

Representative Kuczmarski offers Amendment No. 5 which is adopted.

Representative Jarrell offers Amendment No. 6 which is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Baddour, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Dockham, Easterling, Ellis, Fitch, Fussell, Gamble, Gardner, Gist, Gottovi, Green, Griffin, Hackney, Hall, Hensley, Hightower, Hill, Holt, Judy Hunt, H. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, Mercer, Michaux, B. Miller, G. Miller, Miner, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, Ramsey, Redwine, Richardson, Robinson, Rogers, Spears, Stamey, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, Wood, and Wright - 85.

Voting in the negative: Representatives Arnold, Balmer, Brawley, Brubaker, Daughtry, Dickson, Edwards, Esposito, Flaherty, Grady, Gray, Hayes, Howard, McLaughlin, Mitchell, C. Preston, J. Preston, Russell, Smith, Sutton, Tallent, G. Thompson, C. Wilson, and P. Wilson - 24.

Excused absences: Representatives Diamont and Stewart- 2.

SUBCOMMITTEE REFERRALS

Representative Mavretic, Chair for the Standing Committee on Health and Human Services refers:

H.B. 1430, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL WOMEN OBTAINING AN ABORTION FUNDED THROUGH THE STATE ABORTION FUND RECEIVE NORPLANT IMPLANTATION AND TO ENSURE THAT NORPLANT IMPLANTATION IS MADE AVAILABLE AND ACCESSIBLE, to the Permanent Subcommittee on Human Services.

H.B. 1492, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE BUILDING CODE COUNCIL TO ESTABLISH STANDARDS FOR TEMPORARY TOILET FACILITIES AT CONSTRUCTION SITES TO ENSURE SANITARY CONDITIONS FOR CONSTRUCTION WORKERS AND TO APPROPRIATE FUNDS TO THE

DEPARTMENT OF INSURANCE, to the Permanent Subcommittee on Health Care and Access.

RE-REFERRALS

On motion of Representative Hackney, pursuant to Rule 39.2, **S.B. 809**, A BILL TO BE ENTITLED AN ACT TO MAKE SUNDRY AMENDMENTS RELATING TO LOCAL GOVERNMENTS IN ORANGE AND CHATHAM COUNTIES, is withdrawn from the Committee on Local and Regional Government II and re-referred to the Committee on Finance.

On motion of Representative Nesbitt, pursuant to Rule 39.2, **H.B. 1355**, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE EXEMPTION FROM COURT COSTS FOR SEAT BELT, HELMET, HEADLIGHT, ABC, AND HUNTING VIOLATIONS, TO IMPOSE A FEE FOR REPORTING FAILURES TO APPEAR AND COMPLY, AND TO INCREASE FEES IN THE GENERAL COURT OF JUSTICE, is withdrawn from the Committee on Courts and Justice and re-referred to the Committee on Finance.

On motion of Representative Jack Hunt, seconded by Representative B. Miller, the House adjourns at 3:01 p.m. to reconvene May 26 at 2:00 p.m.

SEVENTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Wednesday, May 26, 1993

The House meets at 2:00 pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 25 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Diamont and Wood for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 688, AN ACT AMENDING THE DURHAM CITY CHARTER WITH RESPECT TO ZONING PROTEST PETITIONS. (CHAPTER 81)

H.B. 143, AN ACT MAKING A QUALIFIED EXCEPTION FOR THE CITIES OF GREENSBORO AND HIGH POINT AND

GUILFORD COUNTY AND PITT COUNTY AND MECKLENBURG COUNTY AND NASH COUNTY FROM THE PUBLIC RECORDS ACT FOR CERTAIN GEOGRAPHICAL INFORMATION SYSTEMS. (CHAPTER 82)

H.B. 617, AN ACT TO DELETE THE REQUIREMENT THAT A DUPLICATE COPY OF AN APPLICATION FOR EXTRADITION BE FILED IN THE OFFICE OF THE SECRETARY OF STATE. (CHAPTER 83)

H.B. 696, AN ACT TO PROVIDE FOR NOTIFICATION TO A DEFENDANT ON SUPERVISED PROBATION THAT HIS PROBATION PERIOD MAY BE EXTENDED FOR UP TO THREE YEARS IF RESTITUTION IS NOT COMPLETED. (CHAPTER 84)

H.B. 920, AN ACT TO REDUCE THE STATE UNEMPLOYMENT INSURANCE TAX RATE UNDER CERTAIN CIRCUMSTANCES. (CHAPTER 85)

H.B. 969, AN ACT TO REMOVE THE SUNSET ON THE ACT PERMITTING THE USE OF DEMOLITION ASPHALT AS FILL. (CHAPTER 86)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Barnes for the Committee on Education:

H.B. 1316, A BILL TO BE ENTITLED AN ACT TO REQUIRE A DETERMINATION OF THE APPROPRIATE READING/WRITING MEDIUM FOR EACH VISUALLY IMPAIRED STUDENT, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Michaux for the Committee on Judiciary I:

H.B. 1035, A BILL TO BE ENTITLED AN ACT TO PROVIDE A BALANCED STATE CORRECTIONAL SYSTEM THAT WILL BOTH PROTECT THE PUBLIC AND PROVIDE MORE EFFECTIVE AND EQUITABLE CORRECTIONAL PROGRAMMING FOR ALL SENTENCED OFFENDERS, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Ramsey for the Committee on Financial Institutions:

S.B. 481, A BILL TO BE ENTITLED AN ACT TO ALLOW INVESTMENTS IN OBLIGATIONS ISSUED, ASSUMED, OR GUARANTEED BY THE INTERNATIONAL FINANCE CORPORATION, with a favorable report.

By Representative Gottovi for the Committee on Environment:

H.B. 1138, A BILL TO BE ENTITLED AN ACT TO IMPROVE PROGRAM IMPLEMENTATION AND CLARIFY AUTHORITIES OF THE ENVIRONMENTAL MANAGEMENT COMMISSION IN AREAS OF PERMIT ISSUANCE, PUBLIC MEETINGS, WATER SUPPLY PROTECTION, AND LABORATORY CERTIFICATION AND TO AMEND PROVISIONS OF THE NORTH CAROLINA ADMINISTRATIVE PROCEDURES ACT FOR DECLARATORY RULINGS, RULE NOTICES AND FISCAL NOTES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 1332, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NORTH CAROLINA PARK AUTHORITY, TO ESTABLISH A PARK FUND OF NORTH CAROLINA FOR LAND ACQUISITION AND CAPITAL PROJECTS AT STATE PARKS AND CITY AND COUNTY PARKS, AND TO FUND THE PARK FUND OF NORTH CAROLINA PRIMARILY FROM THE DEED STAMP TAX, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

INTRODUCTION OF BILL AND RESOLUTION

The following is introduced, read the first time and referred to committee:

By Representative Jack Hunt:

H.J.R. 1495, A JOINT RESOLUTION SETTING THE TIME FOR ADJOURNMENT OF THE 1993 GENERAL ASSEMBLY TO MEET IN 1994, AND LIMITING THE SUBJECTS THAT MAY BE CONSIDERED IN THAT SESSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **H.B. 801**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISCHARGE OF A CENTERFIRE RIFLE IN CABARRUS COUNTY WITHOUT THE WRITTEN PERMISSION OF THE LANDOWNER OR LESSEE AND TO PERMIT DEER HUNTING FROM STATIONARY STANDS IN CABARRUS COUNTY WITH THE WRITTEN PERMISSION OF THE LANDOWNER OR LESSEE, is returned for concurrence in Senate amendment and placed on the Calendar for May 27.

H.B. 804, A BILL TO BE ENTITLED AN ACT TO EXEMPT WILKES COUNTY AND THE TOWNS OF RONDA, WILKESBORO, AND NORTH WILKESBORO FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING ZONING ORDINANCES FOR WATER SUPPLY WATERSHED PROTECTION, is returned for concurrence in Senate amendment and placed on the Calendar for May 27.

H.B. 819, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR NONPARTISAN ELECTION OF THE TRANSYLVANIA COUNTY BOARD OF EDUCATION, is returned for concurrence in Senate amendment and placed on the Calendar for May 27.

S.B. 219, A BILL TO BE ENTITLED AN ACT TO DELETE THE REQUIREMENT THAT THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA REPORT TO THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS ON VENDING OPERATIONS, is read the first time and referred to the Committee on Appropriations.

S.B. 499, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR INSPECTION AND GRADING OF FARM PRODUCTS, is read the first time and referred to the Committee on Agriculture.

S.B. 544, A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS STATUTES PERTAINING TO EARLY INTERVENTION SERVICES FROM BIRTH TO FIVE YEARS OF AGE, is read the first time and referred to the Committee on Children, Youth and Families.

Committee Substitute for **S.B. 625**, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES IN ORDER TO ALLOW FULL IMPLEMENTATION OF THE FLEXIBLE FUNDING AND ALTERNATIVE USES AUTHORIZED UNDER THE FEDERAL INTERMODAL SURFACE TRANSPORTATION EFFICIENCY ACT OF 1991, is read the first time and referred to the Committee on Appropriations.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Stamey for the Committee on Transportation:

Committee Substitute for **S.B. 128**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN TRANSFERS OF VEHICLES FROM THE HIGHWAY USE TAX, TO REIMBURSE THE HIGHWAY TRUST FUND FOR REVENUE THAT WOULD OTHERWISE BE LOST AS A RESULT OF THE EXEMPTIONS, AND TO INCREASE REVENUES TO PROVIDE FUNDS TO MAKE THE REIMBURSEMENT, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

Committee Substitute for **S.B. 161**, A BILL TO BE ENTITLED AN ACT TO ALLOW ALL TRAILERS TO OBTAIN MULTIYEAR

LICENSE PLATES, TO REDEFINE A "HORSELESS CARRIAGE" AS A VEHICLE THAT IS A MODEL YEAR 1943 OR OLDER, TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE SPECIALIZED REGISTRATION PLATES BEARING THE EMBLEM OF A CIVIC CLUB, AND TO MAKE TECHNICAL AND ADMINISTRATIVE CHANGES TO THE LAWS CONCERNING SPECIAL LICENSE PLATES, without prejudice and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

Committee Substitute for **S.B. 560**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE SPECIAL LICENSE PLATES TO RECIPIENTS OF THE DISTINGUISHED SERVICE CROSS, THE AIR FORCE CROSS, AND THE NAVY CROSS, without prejudice and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

Committee Substitute for **S.B. 758**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE FILING OF AN AFFIDAVIT BY THE SECRETARY OF TRANSPORTATION TO STATE AN INTENTION TO PRESERVE A RAILROAD EASEMENT FOR FUTURE TRANSPORTATION PURPOSES AND NEGATE THE PRESUMPTION OF ABANDONMENT, with a favorable report, as amended.

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 924, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CERTIFICATION OF PROPERTY MAPPERS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 31. The original bill is placed on the Unfavorable Calendar.

S.B. 1163, A BILL TO BE ENTITLED AN ACT TO ALLOW PROJECTS FINANCED UNDER THE INDUSTRIAL AND POLLUTION CONTROL FACILITIES FINANCING ACT AND THE NORTH CAROLINA INDUSTRIAL AND POLLUTION CONTROL FACILITIES POOL PROGRAM FINANCING ACT TO BE LOCATED IN MORE THAN ONE COUNTY, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for May 31. The original bill is placed on the Unfavorable Calendar.

RE-REFERRAL

On motion of Representative Barnes, pursuant to Rule 39.2, **S.B. 889**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR MANDATORY CONTINUING EDUCATION FOR NORTH CAROLINA'S DENTISTS AND DENTAL HYGIENISTS, is

withdrawn from the Committee on Education and re-referred to the Committee on Judiciary III.

On motion of Representative Jack Hunt, seconded by Representative P. Wilson, the House adjourns at 2:27 p.m. to reconvene May 27 at 1:00 p.m.

SEVENTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Thursday, May 27, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 26 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Bowie, Colton, McAllister, Moore, Tallent, Warner, and Wright for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representatives Diamont and Nesbitt for the Committee on Appropriations:

S.B. 152, A BILL TO BE ENTITLED AN ACT TO EXTEND THE DATE BY WHICH THE NORTH CAROLINA INDIAN CULTURAL CENTER, INC., IS REQUIRED TO ENTER A LEASE WITH THE STATE OF NORTH CAROLINA AND TO ALLOW THE RECEIPT OF PLEDGES TO SATISFY THE FUND-RAISING CONDITION TO BE INCLUDED IN THAT LEASE, with a favorable report.

On motion of Representative Nesbitt, the bill is withdrawn from the Calendar of May 28 and placed on today's Calendar.

By Representatives Hackney and G. Miller for the Committee on Finance:

Committee Substitute for **H.B. 502**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE ALCOHOLIC BEVERAGE LAWS, TO AUTHORIZE THE SALE OF ALCOHOLIC BEVERAGES IN CERTAIN AREAS OF THE STATE, AND TO MAKE OTHER CHANGES TO THE ALCOHOLIC BEVERAGE LAWS, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for June 1. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 624**, A BILL TO BE ENTITLED AN ACT TO REWRITE CHAPTER 55A OF THE GENERAL STATUTES RELATING TO NONPROFIT CORPORATIONS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for June 1. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1212, A BILL TO BE ENTITLED AN ACT TO CHANGE CERTAIN FEES CHARGED BY AUCTIONEERS AND TO AMEND THE REQUIREMENTS FOR DEPOSITS IN TRUST OR ESCROW ACCOUNTS BY AUCTIONEERS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for June 1. The original bill is placed on the Unfavorable Calendar.

By Representative Oldham for the Permanent Subcommittee on Community Colleges and Universities:

REPORT OF COMMUNITY COLLEGES & UNIVERSITIES SUBCOMMITTEE

Pursuant to G.S. 115D-2.1(b)(4)f, the Community Colleges and Universities Subcommittee met on May 20, 1993, the majority of members being present, and submits the following nominees to be considered for election by the House of Representatives on May 27, 1993, to a six-year term, beginning July 1, 1993, on the State Board of Community Colleges:

Dr. W. Grimes Byerly
Hickory, North Carolina

Ms. Jeannette Council
Fayetteville, North Carolina.

There were two original nominees to fill the slot of Dr. Lorenzo Shoffner of Weldon whose term expires June 30, 1993. Dr. Shoffner was eligible, but was not nominated for re-election.

Each candidate received a unanimous vote for nomination.

S/ Warren Claude Oldham,
Chair, Subcommittee on
Community Colleges & Universities.

BOARD OF COMMUNITY COLLEGES ELECTION

The Speaker recognizes Representative Oldham, who explains the subcommittee report and the voting procedure to the Body.

Pursuant to ARTICLE IV, Sec. 5 of the North Carolina Constitution, the roll of the House is called and Ms. Jeannette Council is elected for a six-year term, beginning July 1, 1993, to serve on the State Board of Community Colleges.

On motion of Representative Oldham, the election of Ms. Council is confirmed by electronic vote (103-0).

The Senate is so notified by Special Message.

By Representative R. Hunter for the Committee on Judiciary II:

H.B. 933, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE USE OF PRINTING FACILITIES IN NORTH CAROLINA BY PROVIDING THAT AN OUT-OF-STATE ENTITY WHO CONTRACTS WITH A NORTH CAROLINA PRINTER IS NOT DOING BUSINESS IN NORTH CAROLINA FOR TAX PURPOSES INCIDENT TO PRINTING, without prejudice and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

Committee Substitute for **S.B. 825**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM CERTAIN STATE ROADS IN CRAVEN COUNTY, with a favorable report.

Committee Substitute for **S.B. 846**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT THAT MAY BE IN CONTROVERSY IN SMALL CLAIMS COURT, with a favorable report.

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 536, A BILL TO BE ENTITLED AN ACT TO ALLOW AREA MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE AUTHORITIES TO PURCHASE PROPERTY BY INSTALLMENT CONTRACTS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 31. The original bill is placed on the Unfavorable Calendar.

H.B. 936, A BILL TO BE ENTITLED AN ACT TO EXPAND THE PROPERTY TAX EXEMPTION FOR NONPROFIT ORGANIZATIONS PROVIDING LOW AND MODERATE INCOME HOUSING TO INCLUDE REAL PROPERTY HELD AS A SITE FOR FUTURE LOW AND MODERATE INCOME HOUSING OR HELD FOR SALE TO PROVIDE FUNDS FOR LOW AND MODERATE INCOME HOUSING, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 31. The original bill is placed on the Unfavorable Calendar.

H.B. 1467, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR TAX AUDITORS AND FOR

PROGRAMS IN THE GOVERNOR'S OFFICE, AND TO AMEND CHAPTER 105 OF THE GENERAL STATUTES TO REQUIRE NOTIFICATION OF PROPERTY TAXES DUE, TO CHANGE THE PROPERTY TAX VALUATION DATE FOR MOTOR VEHICLES REGISTERED UNDER THE ANNUAL SYSTEM, AND TO MAKE OTHER TAX LAW CHANGES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for May 31. The original bill is placed on the Unfavorable Calendar.

By Representative Hightower for the Committee on State Government:

S.B. 994, A BILL TO BE ENTITLED AN ACT TO REVISE THE MEMBERSHIP OF THE TRYON PALACE COMMISSION, with a favorable report.

By Representative Rogers, Acting Chair for the Committee on Local and Regional Government I:

S.B. 551, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 1073 OF THE 1959 SESSION LAWS TO PROVIDE THAT THE SHERIFF ISSUE DUPLIN COUNTY WEAPON PERMITS, with a favorable report.

S.B. 983, A BILL TO BE ENTITLED AN ACT TO ADOPT THE COUNCIL-MANAGER FORM OF GOVERNMENT FOR THE TOWN OF MANTEO, with a favorable report.

S.B. 1097, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE NORTHAMPTON COUNTY BOARD OF EDUCATION SHALL TAKE OFFICE IN JULY OF THE YEAR OF ELECTION, with a favorable report.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 793, AN ACT TO ALLOW NORTH CAROLINA AMATEUR SPORTS TO USE STATE TRUCKS AND VANS FOR THE STATE GAMES OF NORTH CAROLINA. (CHAPTER 87)

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **H.B. 564**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE EXAMINATION FEE AND THE FEES FOR ANNUAL RENEWALS OF ALL TYPES OF LICENSES FOR GENERAL CONTRACTORS, is returned for concurrence in Senate amendment and placed on the Calendar for May 28.

Committee Substitute for **S.B. 549**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DEPARTMENT OF JUSTICE MAY

PROVIDE CRIMINAL RECORD CHECKS TO HOSPITALS, NURSING HOMES, AND AREA MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE AUTHORITIES AND THEIR CONTRACT AGENCIES, is read the first time and referred to the Committee on Judiciary II.

S.B. 631, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA PRACTICING PSYCHOLOGIST LICENSING ACT, is read the first time and referred to the Committee on State Government.

Committee Substitute for **S.B. 821**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CURRENT PROCEDURE FOR THE REGISTRATION OF WATER WITHDRAWALS TO MAKE THE PROCEDURE MORE EFFECTIVE, TO PROVIDE MORE USEFUL INFORMATION, AND TO IMPOSE A LATE PAYMENT FEE FOR LATE REGISTRATIONS, is read the first time and referred to the Committee on Environment.

Committee Substitute for **S.B. 1025**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PAYMENT OF THE CIGARETTE TAX BY REPORTING RATHER THAN BY TAX STAMPS, is read the first time and referred to the Committee on Finance.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
May 27, 1993

Mr. Speaker:

It is ordered that a message be sent to your Honorable Body notifying you of the election by the Senate, as directed by G.S. 115D-2.1 and pursuant to **H.J.R. 1209**, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, Resolution 13, of the following person to the State Board of Community Colleges, for a term beginning July 1, 1993 and to expire June 30, 1999: CAROLYN HARMON.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

On motion of the Chair, the House recesses at 1:55 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

On motion of the Chair, the House recesses at 5:20 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

CALENDAR

Action is taken on the following:

H.B. 819, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR NONPARTISAN ELECTION OF THE TRANSYLVANIA COUNTY BOARD OF EDUCATION.

On motion of Representative Ives, the House concurs in the Senate amendment and the bill is ordered enrolled.

H.B. 804, A BILL TO BE ENTITLED AN ACT TO EXEMPT WILKES COUNTY AND THE TOWNS OF RONDA, WILKESBORO, AND NORTH WILKESBORO FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING ZONING ORDINANCES FOR WATER SUPPLY WATERSHED PROTECTION.

On motion of Representative J. Brown, the House concurs in the Senate amendment and the bill is ordered enrolled.

Committee Substitute for **H.B. 801**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISCHARGE OF A CENTERFIRE RIFLE IN CABARRUS COUNTY WITHOUT THE WRITTEN PERMISSION OF THE LANDOWNER OR LESSEE AND TO PERMIT DEER HUNTING FROM STATIONARY STANDS IN CABARRUS COUNTY WITH THE WRITTEN PERMISSION OF THE LANDOWNER OR LESSEE.

On motion of Representative Hayes, the House concurs in the Senate amendment and the bill is ordered enrolled.

SUSPENSION OF RULES

On motion of Representative Barnes, Rule 5(10) is suspended and **S.B. 982**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PRISON POPULATION CAP, is placed before the Body for immediate consideration.

The bill passes its second reading, by electronic vote (94–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representatives Diamont and Nesbitt for the Committee on Appropriations:

Committee Substitute for **S.B. 27**, A BILL TO BE ENTITLED AN ACT TO MAKE CONTINUATION AND EXPANSION BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR

OTHER PURPOSES, with a favorable report as to House committee substitute bill, as amended, unfavorable as to Senate Committee Substitute Bill No. 2.

The House committee substitute bill is placed on the Calendar of May 31. Senate Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

Representative Nesbitt moves to suspend Rule 36(a) in order that House Committee Substitute for **S.B. 27** may be placed on today's Calendar.

On motion of the Chair, the House recesses at 7:25 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

The motion to suspend Rule 36(a) is before the Body.

The motion carries, by electronic vote (91–7), and House Committee Substitute for **S.B. 27**, A BILL TO BE ENTITLED AN ACT TO MAKE CONTINUATION AND EXPANSION BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, is placed on today's Calendar.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Hackney and G. Miller for the Committee on Finance.

H.B. 1355, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE EXEMPTION FROM COURT COSTS FOR SEAT BELT, HELMET, HEADLIGHT, ABC, AND HUNTING VIOLATIONS, TO IMPOSE A FEE FOR REPORTING FAILURES TO APPEAR AND COMPLY, AND TO INCREASE FEES IN THE GENERAL COURT OF JUSTICE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

On motion of Representative Hackney, Rule 36(a) is suspended and the committee substitute bill is placed on today's Calendar.

The original bill is placed on the Unfavorable Calendar.

By Representative Mavretic for the Committee on Health and Human Services:

H.B. 1022, A BILL TO BE ENTITLED AN ACT TO PHASE IN THE DIRECT DEPOSIT OF CASH PAYMENT PUBLIC ASSISTANCE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRAL

Representative Mavretic, Chair for the Standing Committee on Health and Human Services, refers:

H.B. 740, A BILL TO BE ENTITLED AN ACT TO ADD A RELATIVE OF A NURSING HOME PATIENT TO THE NURSING HOME PENALTY REVIEW COMMITTEE, to the Permanent Subcommittee on Aging.

SUSPENSION OF RULES

On motion of Representative Sutton, Rule 5(10) is suspended and **S.B. 152,** A BILL TO BE ENTITLED AN ACT TO EXTEND THE DATE BY WHICH THE NORTH CAROLINA INDIAN CULTURAL CENTER, INC., IS REQUIRED TO ENTER A LEASE WITH THE STATE OF NORTH CAROLINA AND TO ALLOW THE RECEIPT OF PLEDGES TO SATISFY THE FUND-RAISING CONDITION TO BE INCLUDED IN THAT LEASE, is placed before the Body for immediate consideration.

The bill passes its second reading, by electronic vote (91-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

CALENDAR (continued)

House Committee Substitute for **S.B. 774,** A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF DURHAM TO AUTHORIZE THE CITY COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO MAKE, APPROVE, AWARD, AND EXECUTE SERVICE CONTRACTS AND MAKE CONTRACTS FOR THE PURCHASE OF APPARATUS, SUPPLIES, EQUIPMENT AND MATERIAL, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

S.B. 720, A BILL TO BE ENTITLED AN ACT CONCERNING REDISTRICTING FOR LOCAL ELECTIONS IN CLEVELAND COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 795, A BILL TO BE ENTITLED AN ACT TO MAKE ELECTION DAY A HOLIDAY FOR ALL CHILDREN ENROLLED IN THE BURKE COUNTY SCHOOLS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for **H.B. 791**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GUILFORD COUNTY AND THE CITIES OF GREENSBORO AND HIGH POINT TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 1355**, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE EXEMPTION FROM COURT COSTS FOR SEAT BELT, HELMET, HEADLIGHT, ABC, AND HUNTING VIOLATIONS, TO IMPOSE A FEE FOR REPORTING FAILURES TO APPEAR AND COMPLY, AND TO INCREASE FEES IN THE GENERAL COURT OF JUSTICE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowman, Braswell, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Crawford, Culp, Culpepper, Cummings, Cunningham, Daughtry, Diamont, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Lutz, Mavretic, McCombs, McCrary, Michaux, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nesbitt, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, and P. Wilson – 94.

Voting in the negative: Representatives Brawley, Creech, Decker, Grady, McLaughlin, Nichols, and Wood – 7.

Excused absences: Representatives Barbee, Bowie, Colton, McAllister, Moore, Tallent, Warner, and Wright – 8.

The Speaker rules the committee substitute bill to be material, thus constituting its first reading.

H.B. 910, A BILL TO BE ENTITLED AN ACT REGULATING THE PRACTICE OF MASSAGE THERAPY.

Representative Stewart offers Amendment No. 7.

Representative Stamey moves that Amendment No. 7 be tabled. The motion fails for lack of a second.

Amendment No. 7 fails of adoption by electronic vote (27–67).

Representative Brawley offers Amendment No. 8 which is adopted by electronic vote (64–33).

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Baddour, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowman, Braswell, D. Brown, J. Brown, Burton, Church, Cole, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Diamont, Dockham, Easterling, Ellis, Fitch, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Griffin, Hackney, Hall, Hensley, Hightower, Hill, Holt, Jack Hunt, Judy Hunt, H. Hunter, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Lee, Luebke, Lutz, Mavretic, McCombs, McCrary, Michaux, B. Miller, G. Miller, Mitchell, Morgan, Nesbitt, Nichols, Nye, Oldham, Ramsey, Redwine, Richardson, Robinson, Rogers, Spears, Stamey, Sutton, Wainwright, Wilkins, Wilmoth, and Wood - 78.

Voting in the negative: Representatives Arnold, Balmer, Brawley, Brubaker, Daughtry, Dickson, Edwards, Esposito, Flaherty, Gray, Hayes, Holmes, Howard, R. Hunter, Kuczmarski, McLaughlin, C. Preston, J. Preston, Smith, Stewart, G. Thompson, and P. Wilson - 22.

Excused absences: Representatives Barbee, Bowie, Colton, McAllister, Moore, Tallent, Warner, and Wright - 8.

House Committee Substitute for **S.B. 27**, A BILL TO BE ENTITLED AN ACT TO MAKE CONTINUATION AND EXPANSION BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES.

On motion of Representative Nesbitt, Committee Amendment Nos. 1 - 8 are adopted.

Representative Nesbitt moves that Committee Amendment No. 9 be adopted.

A division having been called, Committee Amendment No. 9 is adopted by electronic vote (76-28).

On motion of Representative Nesbitt, Committee Amendment Nos. 10 - 11 are adopted.

Representative Nesbitt offers Amendment No. 12 which is adopted.

Representative Nesbitt offers Amendment No. 13 which is adopted.

Representative Mavretic offers Amendment No. 14.

Representative Hackney inquires of the Chair if Amendment No. 14 is adopted, would the bill need to be withdrawn from the Calendar and re-referred to the Committee on Finance. The Speaker directs the member to Rule 36.1.

On motion of the Chair, Amendment No. 14 is temporarily displaced.

Representative Justus offers Amendment No. 15. A division having been called, Amendment No. 15 fails of adoption by electronic vote (39–65).

Pursuant to Rule 20(c), the Speaker directs that the time for voting be decreased from 15 seconds to 5 seconds.

Representative Edwards offers Amendment No. 16. A division having been called, Amendment No. 16 fails of adoption by electronic vote (32–66).

Representative P. Wilson offers Amendment No. 17.

On motion of Representative DeVane, seconded by Representative Spears, Amendment No. 17 is tabled by electronic vote (64–38).

Representative Justus offers Amendment No. 18 which fails of adoption by electronic vote (30–66).

Representative Berry offers Amendment No. 19.

Representative Berry calls for the "ayes" and "noes", and the call is sustained.

On motion of Representative Easterling, seconded by Representative Gottovi, Amendment No. 19 is tabled by electronic vote (62–38).

Representative Ellis offers Amendment No. 20.

On motion of Representative Wainwright, seconded by Representative Luebke, Amendment No. 20 is tabled by electronic vote (64–30).

Representative Russell offers Amendment No. 21.

On motion of Representative H. Hunter, seconded by Representative Judy Hunt, Amendment No. 21 is tabled by electronic vote (57–43).

Representative Decker offers Amendment No. 22.

On motion of Representative Lemmond, seconded by Representative Kinney, Amendment No. 22 is tabled by electronic vote (63–35).

Representative C. Wilson offers Amendment No. 23.

On motion of Representative Easterling, seconded by Representative Luebke, Amendment No. 23 is tabled by electronic vote (59–39).

Representative Mavretic offers Amendment No. 24.

On motion of Representative Holt, seconded by Representative Baddour, Amendment No. 24 is tabled by electronic vote (55–40).

Representative Green offers Amendment No. 25.

On motion of Representative Green, Amendment No. 25 is temporarily displaced.

Representative Decker offers Amendment No. 26.

On motion of Representative Nesbitt, seconded by Representative Bowen, Amendment No. 26 is tabled by electronic vote (62–40).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Baddour, Barnes, Barnhill, Beall, Black, Bowen, Bowman, D. Brown, Burton, Church, Cole, Crawford, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dickson, Easterling, Fitch, Fussell, Gist, Gottovi, Gray, Green, Griffin, Hackney, Hall, Hensley, Hightower, Hill, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Jarrell, Jeffus, Jenkins, Joye, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Nesbitt, Nye, Oldham, Ramsey, Redwine, Richardson, Rogers, Smith, Spears, Stamey, Sutton, Wainwright, Wilkins, and Wilmoth – 70.

Voting in the negative: Representatives Arnold, Balmer, Berry, Brawley, J. Brown, Brubaker, Creech, Culp, Decker, Dockham, Edwards, Ellis, Esposito, Flaherty, Gardner, Grady, Hayes, Holmes, Howard, Ives, McCombs, Miner, Mitchell, Morgan, Nichols, C. Preston, J. Preston, Robinson, Russell, G. Thompson, Weatherly, C. Wilson, P. Wilson, and Wood – 34.

Excused absences: Representatives Barbee, Bowie, Colton, Diamont, McAllister, Moore, Tallent, Warner, and Wright – 9.

On motion of Representative Jack Hunt, seconded by Representative Morgan, the House adjourns at 4:01 a.m. to reconvene May 28 at 4:05 a.m.

SEVENTY-THIRD DAY

HOUSE OF REPRESENTATIVES
Friday, May 28, 1993

The House meets at 4:05 a.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Wainwright.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 27 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barbee, Bowie, Colton, Diamont, McAllister, Moore, Tallent, Warner, and Wright for today.

CALENDAR

Action is taken on the following:

House Committee Substitute for **S.B. 27**, A BILL TO BE ENTITLED AN ACT TO MAKE CONTINUATION AND EXPANSION BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES.

Representative H. Hunter offers Amendment No. 27 which is adopted by electronic vote (107–0).

On motion of Representative Bowen, Rule 19 is suspended in order that another member might call the previous question.

Representative Bowen calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Baddour, Barnes, Barnhill, Beall, Black, Bowen, Bowman, D. mBrown, J. Brown, Brubaker, Burton, Church, Cole, Crawford, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dickson, Easterling, Edwards, Esposito, Fitch, Fussell, Gardner, Gist, Gottovi, Gray, Green, Griffin, Hackney, Hall, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Nesbitt, Nye, Oldham, Ramsey, Redwine, Richardson, Rogers, Smith, Spears, Stamey, Sutton, Wainwright, Wilkins, and Wilmoth – 79.

Voting in the negative: Representatives Arnold, Balmer, Berry, Brawley, Creech, Culp, Decker, Dockham, Flaherty, Grady, Hayes, Howard, Justus, McCombs, Miner, Mitchell, Morgan, Nichols, C. Preston, J. Preston, Robinson, Russell, G. Thompson, Weatherly, P. Wilson, and Wood – 26.

Excused absences: Representatives Barbee, Bowie, Colton, Diamont, McAllister, Moore, Tallent, Warner, and Wright – 9.

Representatives Ellis and C. Wilson state that their voting equipment malfunctioned. Representative Ellis requests to be recorded as voting "aye". Representative C. Wilson requests to be recorded as voting "no". These requests are granted. The adjusted vote is (80–27).

On motion of Representative Jack Hunt, seconded by Representative Nesbitt, the House adjourns at 4:35 a.m. to reconvene Tuesday, June 1, 1993, at 4:00 p.m.

SEVENTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, June 1, 1993

The House meets at 4:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 28 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Arnold, Baddour, Barbee, Lee, and Warner for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 152, AN ACT TO EXTEND THE DATE BY WHICH THE NORTH CAROLINA INDIAN CULTURAL CENTER, INC., IS REQUIRED TO ENTER A LEASE WITH THE STATE OF NORTH CAROLINA AND TO ALLOW THE RECEIPT OF PLEDGES TO SATISFY THE FUND-RAISING CONDITION TO BE INCLUDED IN THAT LEASE. (CHAPTER 88)

S.B. 720, AN ACT CONCERNING REDISTRICTING FOR LOCAL ELECTIONS IN CLEVELAND COUNTY. (CHAPTER 89)

S.B. 795, AN ACT TO MAKE ELECTION DAY A HOLIDAY FOR ALL CHILDREN ENROLLED IN THE BURKE COUNTY SCHOOLS. (CHAPTER 90)

S.B. 982, AN ACT TO MODIFY THE PRISON POPULATION CAP. (CHAPTER 91)

H.B. 182, AN ACT TO MODIFY THE VOTE REQUIRED FOR PRIVATE SALE OF PROPERTY BY THE CITY OF GREENSBORO FOR PUBLIC PURPOSES. (CHAPTER 92)

H.B. 198, AN ACT TO ALLOW ALBERT A. BELL AND LILLY K. BELL TO CONVEY CERTAIN PROPERTY TO THE CITY OF NEW BERN. (CHAPTER 93)

H.B. 207, AN ACT TO EXPAND THE BOSTIAN HEIGHTS FIRE DISTRICT IN ROWAN COUNTY. (CHAPTER 94)

H.B. 407, AN ACT TO PROVIDE THAT THE ORGANIZATIONAL MEETING FOR BOARD OF COUNTY COMMISSIONERS IN THE YEAR OF THEIR ELECTION SHALL TAKE PLACE ON THE DATE THEIR TERM STARTS. (CHAPTER 95)

H.B. 413, AN ACT TO CHANGE THE METHOD OF ELECTING THE PERQUIMANS COUNTY BOARD OF COMMISSIONERS TO IMPROVE THE OPPORTUNITY FOR MINORITY CITIZENS TO ELECT CANDIDATES OF THEIR CHOICE. (CHAPTER 96)

H.B. 590, AN ACT TO ALLOW THE INCORPORATED VOLUNTEER FIRE DEPARTMENTS OF CURRITUCK COUNTY TO PURCHASE GOVERNMENTAL AND MUNICIPAL SURPLUS PROPERTY AND EQUIPMENT. (CHAPTER 97)

H.B. 616, AN ACT TO GRANT LOCAL BOARDS OF EDUCATION MORE FLEXIBILITY TO ESTABLISH YEAR-ROUND SCHOOLS. (CHAPTER 98)

H.B. 713, AN ACT TO REPEAL A 1992 LOCAL ACT WHICH WOULD HAVE CALLED A REFERENDUM ON THE QUESTION OF ELECTING THE MITCHELL COUNTY TAX COLLECTOR. (CHAPTER 99)

H.B. 801, AN ACT TO PROHIBIT THE DISCHARGE OF A CENTERFIRE RIFLE IN CABARRUS COUNTY WITHOUT THE WRITTEN PERMISSION OF THE LANDOWNER OR LESSEE AND TO PERMIT DEER HUNTING FROM STATIONARY STANDS IN CABARRUS COUNTY WITH THE WRITTEN PERMISSION OF THE LANDOWNER OR LESSEE. (CHAPTER 100)

H.B. 804, AN ACT TO EXEMPT WILKES COUNTY AND THE TOWNS OF RONDA, WILKESBORO, AND NORTH WILKESBORO FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING ZONING ORDINANCES FOR WATER SUPPLY WATERSHED PROTECTION. (CHAPTER 101)

H.B. 819, AN ACT TO PROVIDE FOR NONPARTISAN ELECTION OF THE TRANSYLVANIA COUNTY BOARD OF EDUCATION. (CHAPTER 102)

H.J.R. 1247, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE GENERAL ASSEMBLY TO CONSIDER ACTION ON THE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION. (RESOLUTION 14)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Lutz for the Committee on Local and Regional Government II:

S.B. 789, A BILL TO BE ENTITLED AN ACT TO REVISE THE BOUNDARIES OF THE TOWN OF OAKBORO, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 903, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TOWN OF PITTSBORO MAY LEVY A PRIVILEGE LICENSE TAX OF UP TO TWENTY-FIVE DOLLARS FOR ONE-DAY PEDDLING, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

Committee Substitute for **S.B. 1070**, A BILL TO BE ENTITLED AN ACT RELATING TO THE SCOPE OF THE NEW HANOVER COUNTY HUMAN RELATIONS COMMISSION, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for June 3. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 1167, A BILL TO BE ENTITLED AN ACT TO ADD TO THE INVESTMENT AUTHORITY OF JOINT MUNICIPAL POWER AGENCIES, with a favorable report.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 84, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A COMPREHENSIVE COMPENSATION SYSTEM FOR STATE EMPLOYEES SUBJECT TO CHAPTER 126 OF THE GENERAL STATUTES AND TO DIRECT THE DISTRIBUTION OF APPROPRIATIONS FOR IMPLEMENTATION OF THIS COMPREHENSIVE COMPENSATION SYSTEM, is read the first time and referred to the Committee on Public Employees.

Committee Substitute for **S.B. 785**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MEMBERSHIP OF THE NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION AND TO ESTABLISH TEN DISTRICTS FOR THE APPOINTMENT OF COMMISSION MEMBERS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 564**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE EXAMINATION FEE AND THE FEES FOR ANNUAL RENEWALS OF ALL TYPES OF LICENSES FOR GENERAL CONTRACTORS.

On motion of Representative Black, the House concurs in the Senate amendment, by electronic vote (89-0), and the bill is ordered enrolled.

H.B. 691, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION AND THE FORSYTH COUNTY COMMISSIONERS "DOWNTOWN SCHOOL" PROJECT FROM CERTAIN STATUTORY REQUIREMENTS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.B. 551, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 1073 OF THE 1959 SESSION LAWS TO PROVIDE THAT THE SHERIFF ISSUE DUPLIN COUNTY WEAPON PERMITS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 983, A BILL TO BE ENTITLED AN ACT TO ADOPT THE COUNCIL-MANAGER FORM OF GOVERNMENT FOR THE TOWN OF MANTEO, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 1097, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE NORTHAMPTON COUNTY BOARD OF EDUCATION SHALL TAKE OFFICE IN JULY OF THE YEAR OF ELECTION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for **S.B. 825**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM CERTAIN STATE ROADS IN CRAVEN COUNTY, passes its second reading.

Representative Mavretic objects to the third reading. The bill remains on the Calendar.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Barnes for the Committee on Education:

H.J.R. 1248, A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THE APPOINTMENTS OF EDDIE DAVIS, III, ROBERT R. DOUGLAS, AND MARGARET B. HARVEY TO MEMBERSHIP ON THE STATE BOARD OF EDUCATION, with a favorable report.

S.B. 878, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA EDUCATION STANDARDS AND ACCOUNTABILITY COMMISSION, with a favorable report.

By Representative R. Hunter for the Committee on Judiciary II:

Committee Substitute for **S.B. 159**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DELIVERY OF NON-TAX-PAID SPECIAL FUEL INTO THE SUPPLY TANK OF A MOTOR VEHICLE AND ACQUISITION OF NON-TAX-PAID SPECIAL FUEL FOR USE IN A MOTOR VEHICLE, with a favorable report.

Committee Substitute for **S.B. 772**, A BILL TO BE ENTITLED AN ACT CLARIFYING THE AUTHORITY OF THE CITIES TO PERMIT THE CLOSING OF UNOPENED STREETS, THE RETENTION OF UTILITY EASEMENTS, AND THE DIVISION OF RIGHT-OF-WAY IN TYPICAL STREET CLOSINGS, AND ESTABLISHING PROCEDURES FOR APPEALS OF STREET CLOSINGS, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for June 3. The Senate committee substitute bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 839**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE EXEMPTION OF MOTOR VEHICLES FROM THE THREE-DAY RIGHT TO CANCEL PROVISIONS OF OFF-PREMISES SALES TO THE EXISTING EXEMPTION UNDER THE RETAIL INSTALLMENT SALES ACT, with a favorable report, as amended.

Committee Substitute for **S.B. 840**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE TIME FOR THE COMMISSIONER TO RENDER A FINAL DETERMINATION IN CONTESTED FRANCHISE TERMINATION, CANCELLATION, OR FAILURE TO RENEW MATTERS, BASED ON BANKRUPTCY, FAILURE TO STAY OPEN, LOSS OF LICENSES, OR CONVICTION OF FELONY INVOLVING MORAL TURPITUDE, UNDER THE MOTOR VEHICLES DEALERS AND MANUFACTURERS LICENSING LAW, with a favorable report.

Committee Substitute for **S.B. 841**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE WARRANTY REIMBURSEMENT RIGHTS OF MOTOR VEHICLE DEALERS, with a favorable report.

CALENDAR (continued)

Committee Substitute for **H.B. 1355**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE PERCENTAGE RATES FOR THE PUBLIC UTILITY REGULATORY FEE AND THE INSURANCE REGULATORY CHARGE, TO INCREASE AMUSEMENT DEVICE INSPECTION FEES, TO INCREASE ELEVATOR FEES, AND TO REMOVE THE SUNSET ON THE MOTORCYCLE SAFETY EDUCATION PROGRAM, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Beall, Bowen, Bowie, Bowman, Braswell, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Culp, Cummings, Cunningham, Daughtry, Diamont, Dickson, Dockham, Edwards, Ellis,

Esposito, Fitch, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Holt, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCrary, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nye, Oldham, C. Preston, Ramsey, Richardson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, Wainwright, Weatherly, Wilkins, Wilmoth, and C. Wilson - 83.

Voting in the negative: Representatives Balmer, Berry, Brawley, Creech, Decker, Howard, McCombs, McLaughlin, Nichols, J. Preston, G. Thompson, P. Wilson, and Wood - 13.

Excused absences: Representatives Arnold, Baddour, Barbee, Lee, and Warner - 5.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Stamey, **S.B. 758**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE FILING OF AN AFFIDAVIT BY THE SECRETARY OF TRANSPORTATION TO STATE AN INTENTION TO PRESERVE A RAILROAD EASEMENT FOR FUTURE TRANSPORTATION PURPOSES AND NEGATE THE PRESUMPTION OF ABANDONMENT, is withdrawn from the Calendar and placed on the Calendar of June 4.

CALENDAR (continued)

Committee Substitute for **H.B. 604**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES THAT HAVE PROTECTED MOUNTAIN RIDGES TO ESTABLISH COUNTY SERVICE DISTRICTS TO PROVIDE FOR CERTAIN ROAD NEEDS OF THE DISTRICT, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Balmer, Barnes, Beall, Berry, Black, Bowie, Bowman, Braswell, Brawley, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, Diamont, Dickson, Dockham, Edwards, Ellis, Esposito, Fitch, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 97.

Voting in the negative: None.

Excused absences: Representatives Arnold, Baddour, Barbee, Lee, and Warner - 5.

Committee Substitute for **H.B. 924**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CERTIFICATION OF LOCAL GOVERNMENT PROPERTY MAPPERS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Balmer, Barnes, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Decker, Diamont, Dickson, Dockham, Edwards, Ellis, Esposito, Fitch, Fussell, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCrary, McLaughlin, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright – 95.

Voting in the negative: Representatives Daughtry and McCombs – 2.

Excused absences: Representatives Arnold, Baddour, Barbee, Lee, and Warner – 5.

Committee Substitute No. 2 for **H.B. 502**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE ALCOHOLIC BEVERAGE LAWS, TO AUTHORIZE THE SALE OF ALCOHOLIC BEVERAGES IN CERTAIN AREAS OF THE STATE, TO INCREASE THE FEES FOR MOST COMMERCIAL ALCOHOLIC BEVERAGE PERMITS, AND TO MAKE OTHER CHANGES TO THE ALCOHOLIC BEVERAGE LAWS.

On motion of the Chair, the bill is temporarily displaced.

Committee Substitute No. 2 for **H.B. 624**, A BILL TO BE ENTITLED AN ACT TO REWRITE CHAPTER 55A OF THE GENERAL STATUTES RELATING TO NONPROFIT CORPORATIONS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Balmer, Barnes, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Diamont, Dickson, Dockham, Edwards, Esposito, Fitch, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent,

G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 100.

Voting in the negative: None.

Excused absences: Representatives Arnold, Baddour, Barbee, Lee, and Warner - 5.

Committee Substitute for **H.B. 1212**, A BILL TO BE ENTITLED AN ACT TO CHANGE CERTAIN FEES CHARGED BY AUCTIONEERS AND TO AMEND THE REQUIREMENTS FOR DEPOSITS IN TRUST OR ESCROW ACCOUNTS BY AUCTIONEERS.

On motion of Representative DeVane and without objection, consideration of the bill is postponed until June 2.

Committee Substitute for **H.B. 1467**, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 105 OF THE GENERAL STATUTES TO REQUIRE NOTIFICATION OF PROPERTY TAXES DUE, TO CHANGE THE PROPERTY TAX VALUATION DATE FOR MOTOR VEHICLES REGISTERED UNDER THE ANNUAL SYSTEM, AND TO MAKE OTHER TAX LAW CHANGES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Barnes, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Culp, Cummings, Cunningham, Daughtry, DeVane, Dickson, Dockham, Ellis, Esposito, Fitch, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hightower, Hill, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nye, Oldham, C. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 91.

Voting in the negative: Representatives Balmer, Creech, Decker, Hayes, Nichols, J. Preston, and G. Thompson - 7.

Excused absences: Representatives Arnold, Baddour, Barbee, Lee, and Warner - 5.

House Committee Substitute for **S.B. 83**, A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN COUNTIES TO RENAME ALL ROADS WITHIN UNINCORPORATED AREAS OF THE COUNTY.

On motion of Representative Jenkins, House Committee Substitute for **S.B. 83** is postponed indefinitely by electronic vote (87-7).

S.B. 862, A BILL TO BE ENTITLED AN ACT TO ALLOW PITT COUNTY TO RENAME ALL ROADS WITHIN UNINCORPORATED AREAS OF THE COUNTY.

On motion of Representative Mercer, **S.B. 862** is postponed indefinitely by electronic vote (95–0).

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Wright and without objection, **H.B. 585**, A BILL TO BE ENTITLED AN ACT TO MAKE STATEWIDE CERTAIN HOUSING CODE LEGISLATION THAT NOW APPLIES ONLY TO LARGER JURISDICTIONS, and its pending committee amendments, is withdrawn from the Calendar and re-referred to the Committee on Business and Labor.

CALENDAR (continued)

Committee Substitute for **H.B. 1005**, A BILL TO BE ENTITLED AN ACT TO REGULATE FUNERAL PROCESSIONS AND TO CODIFY THE RULES OF THE ROAD WITH REGARD TO FUNERAL PROCESSIONS, passes its second reading, by electronic vote (93–5), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

House Committee Substitute for **S.B. 579**, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE FINANCIAL MONITORING AND REGULATION OF EMPLOYERS THAT SELF-INSURE THEIR WORKERS' COMPENSATION LIABILITIES, passes its second reading, by electronic vote (99–3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

Committee Substitute for **S.B. 123**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE REPORTING REQUIREMENTS OF THE CHARLOTTE-MECKLENBURG SCHOOL FUNDING PILOT, TO DEFINE "WORLD CLASS PILOT SCHOOL" AND TO MAKE OTHER TECHNICAL AND CONFORMING CHANGES, passes its second reading, by electronic vote (95–2), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 577, A BILL TO BE ENTITLED AN ACT TO DELETE THE REQUIREMENT THAT THE STATE BOARD OF EDUCATION INSPECT ACTIVITY BUSES OWNED BY LOCAL SCHOOL ADMINISTRATIVE UNITS, passes its second reading by electronic vote (105–1).

Representative Barnes objects to the third reading. The bill remains on the Calendar.

Committee Substitute No. 2 for **H.B. 502**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE ALCOHOLIC BEVERAGE LAWS, TO AUTHORIZE THE SALE OF ALCOHOLIC BEVERAGES IN CERTAIN AREAS OF THE STATE, TO INCREASE THE FEES FOR MOST

COMMERCIAL ALCOHOLIC BEVERAGE PERMITS, AND TO MAKE OTHER CHANGES TO THE ALCOHOLIC BEVERAGE LAWS.

Representative Hayes offers Amendment No. 1 which fails of adoption.

Representative Wilmoth offers Amendment No. 2 which is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Barnes, Beall, Black, Bowen, Bowie, Braswell, Burton, Cole, Colton, Crawford, Culpepper, Cummings, Cunningham, Dickson, Easterling, Esposito, Fitch, Fussell, Gamble, Gottovi, Grady, Gray, Griffin, Hackney, Hensley, Hightower, Hill, Holt, Judy Hunt, H. Hunter, Ives, James, Jarrell, Jeffus, Kinney, Lemmond, Luebke, Lutz, Mavretic, McCrary, McLawhorn, Mercer, B. Miller, G. Miller, Miner, Morgan, Nesbitt, Oldham, C. Preston, J. Preston, Redwine, Richardson, Robinson, Rogers, Smith, Spears, Stamey, Stewart, Sutton, Tallent, Wainwright, Wilkins, and Wright - 65.

Voting in the negative: Representatives Balmer, Berry, Bowman, Brawley, J. Brown, Brubaker, Church, Creech, Culp, Decker, Diamont, Dockham, Ellis, Gardner, Hall, Hayes, Howard, Jack Hunt, R. Hunter, Jenkins, Joye, Justus, Kennedy, Kuczmarski, McAllister, McCombs, McLaughlin, Mitchell, Moore, Nichols, Nye, Ramsey, Russell, G. Thompson, Weatherly, Wilmoth, C. Wilson, P. Wilson, and Wood - 39.

Excused absences: Representatives Arnold, Baddour, Barbee, Lee, and Warner - 5.

S.B. 481, A BILL TO BE ENTITLED AN ACT TO ALLOW INVESTMENTS IN OBLIGATIONS ISSUED, ASSUMED, OR GUARANTEED BY THE INTERNATIONAL FINANCE CORPORATION, passes its second reading by electronic vote (92-4).

Representative Hensley objects to the third reading. The bill remains on the Calendar.

House Committee Substitute for **S.B. 1163**, A BILL TO BE ENTITLED AN ACT TO ALLOW PROJECTS FINANCED UNDER THE INDUSTRIAL AND POLLUTION CONTROL FACILITIES FINANCING ACT AND THE NORTH CAROLINA INDUSTRIAL AND POLLUTION CONTROL FACILITIES POOL PROGRAM FINANCING ACT TO BE LOCATED IN MORE THAN ONE COUNTY, passes its second reading, by electronic vote (97-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

Committee Substitute for **S.B. 846**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT THAT MAY BE IN

CONTROVERSY IN SMALL CLAIMS COURT, passes its second reading, by electronic vote (101–1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for **H.B. 536**, A BILL TO BE ENTITLED AN ACT TO ALLOW AREA MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE AUTHORITIES TO PURCHASE PROPERTY BY INSTALLMENT CONTRACTS, passes its second reading, by electronic vote (100–1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 936**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE PROPERTY TAX EXEMPTION FOR NONPROFIT ORGANIZATIONS PROVIDING LOW- AND MODERATE-INCOME HOUSING TO INCLUDE REAL PROPERTY HELD AS A SITE FOR FUTURE LOW- AND MODERATE-INCOME HOUSING, passes its second reading, by electronic vote (101–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **S.B. 994**, A BILL TO BE ENTITLED AN ACT TO REVISE THE MEMBERSHIP OF THE TRYON PALACE COMMISSION, passes its second reading, by electronic vote (104–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

REMOVAL OF OBJECTION TO THIRD READING

Representative Hensley removes his objection to the third reading of **S.B. 481**, A BILL TO BE ENTITLED AN ACT TO ALLOW INVESTMENTS IN OBLIGATIONS ISSUED, ASSUMED, OR GUARANTEED BY THE INTERNATIONAL FINANCE CORPORATION.

The bill passes its third reading and is ordered enrolled.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 889, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE TOBACCO WAREHOUSES TO CHARGE A FEE TO THE BUYERS OF LEAF TOBACCO, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar

By Representative Kennedy for the Committee on Courts and Justice:

S.B. 455, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GENERAL STATUTES COMMISSION TO REQUIRE THAT MAPS RECORDED IN THE OFFICE OF THE REGISTER OF DEEDS MUST HAVE A SURVEYOR'S ORIGINAL SIGNATURE AND SEAL IN ORDER TO BE RELIED UPON AND THAT ALL OTHER MAPS MUST CONTAIN A CAUTIONARY LEGEND, with a favorable report.

RE-REFERRAL

On motion of Representative Hackney, pursuant to Rule 39.2, **S.B. 1139**, A BILL TO BE ENTITLED AN ACT TO INCREASE FEES IN THE GENERAL COURT OF JUSTICE, TO ESTABLISH THE PERCENTAGE RATES FOR THE PUBLIC UTILITY REGULATORY FEE AND THE INSURANCE REGULATORY CHARGE, AND TO PROVIDE FOR HEARINGS FOR PERSONS WHO FAIL TO APPEAR IN CRIMINAL COURT, is withdrawn from the Committee on Courts and Justice and re-referred to the Committee on Finance.

On motion of Representative Jack Hunt, seconded by Representative R. Hunter, the House adjourns at 6:17 p.m. to reconvene June 2 at 2:00 p.m.

SEVENTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, June 2, 1993

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 1 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (79-0).

Leaves of absence are granted Representatives Alexander, Barbee, and Cole for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 123, AN ACT TO CHANGE THE REPORTING REQUIREMENTS OF THE CHARLOTTE-MECKLENBURG SCHOOL

FUNDING PILOT, TO DEFINE "WORLD CLASS PILOT SCHOOL", AND TO MAKE OTHER TECHNICAL AND CONFORMING CHANGES. (CHAPTER 103)

S.B. 222, AN ACT TO PROHIBIT HUNTING WHITEWALL DEER FROM, ON, OR ACROSS THE RIGHT-OF-WAY OF A PUBLIC ROAD OR HIGHWAY IN MACON COUNTY. (CHAPTER 104)

S.B. 481, AN ACT TO ALLOW INVESTMENTS IN OBLIGATIONS ISSUED, ASSUMED, OR GUARANTEED BY THE INTERNATIONAL FINANCE CORPORATION. (CHAPTER 105)

S.B. 551, AN ACT TO AMEND CHAPTER 1073 OF THE 1959 SESSION LAWS TO PROVIDE THAT THE SHERIFF ISSUE DUPLIN COUNTY WEAPON PERMITS. (CHAPTER 106)

S.B. 846, AN ACT TO INCREASE THE AMOUNT THAT MAY BE IN CONTROVERSY IN SMALL CLAIMS COURT. (CHAPTER 107)

S.B. 983, AN ACT TO ADOPT THE COUNCIL-MANAGER FORM OF GOVERNMENT FOR THE TOWN OF MANTEO. (CHAPTER 108)

S.B. 994, AN ACT TO REVISE THE MEMBERSHIP OF THE TRYON PALACE COMMISSION. (CHAPTER 109)

S.B. 1097, AN ACT TO PROVIDE THAT THE NORTHAMPTON COUNTY BOARD OF EDUCATION SHALL TAKE OFFICE IN JULY OF THE YEAR OF ELECTION. (CHAPTER 110)

H.B. 461, AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE CITY OF LOWELL. (CHAPTER 111)

H.B. 564, AN ACT TO INCREASE THE EXAMINATION FEE AND THE FEES FOR ANNUAL RENEWALS OF ALL TYPES OF LICENSES FOR GENERAL CONTRACTORS. (CHAPTER 112)

H.B. 726, AN ACT TO EXPAND THE CARTERET COUNTY BOARD OF COMMISSIONERS FROM FIVE TO SEVEN MEMBERS AND REAPPORTION THE NOMINATION AND ELECTION DISTRICTS. (CHAPTER 113)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Redwine for the Committee on Business and Labor:

S.B. 811, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE EMPLOYMENT SECURITY LAW TO CONFORM TO FEDERAL LAW, with a favorable report.

By Representative Gottovi for the Committee on Environment:

H.B. 976, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE GOVERNOR'S WASTE MANAGEMENT BOARD, TO MAKE CONFORMING CHANGES, AND TO TRANSFER THE OFFICE OF ENVIRONMENTAL EDUCATION TO THE OFFICE OF WASTE REDUCTION, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 1061, A BILL TO BE ENTITLED AN ACT TO AMEND THE LEAKING PETROLEUM UNDERGROUND STORAGE TANK CLEANUP ACT OF 1988, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF PAGES

Pages for the week of May 31 - June 4 are introduced to the membership. They are: Anitra Blackwell of Alamance, Paul Brashier of Randolph, Tia Carraway of Durham, Jason Casiday of Alamance, Will Culpepper of Chowan, Michelle Decker of Forsyth, Stephen Fennell of Durham, Addie Frazier of Randolph, Richard Grogan of Forsyth, Matthew Haverkamp of Wayne, Shonate Hemby of Wake, Scott Jernigan of Cumberland, Christy McLeod of Lee, Erik Ramquist of Wake, Sophie Reist of Orange, April Rogers of Durham, Denise Sipe of Alamance, Rebecca Smith of Forsyth, Austin Smithwick of Randolph, Joseph Thompson of Alamance, Corey Turner of Wake, Jacob Wellman of Halifax, and Jason York of Alamance.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 365**, A BILL TO BE ENTITLED AN ACT TO REQUIRE PUBLIC SCHOOL CHILDREN TO RECEIVE A HEALTH ASSESSMENT BEFORE ENTRY INTO KINDERGARTEN, is returned for concurrence in Senate committee substitute and placed on the Calendar for June 3.

Senate Committee Substitute for **H.B. 496**, A BILL TO BE ENTITLED AN ACT TO PERMIT INVESTMENT OF TRUST ASSETS IN MUTUAL FUNDS ADVISED BY A CORPORATE TRUSTEE, is returned for concurrence in Senate committee substitute and placed on the Calendar for June 3.

Senate Committee Substitute for **H.B. 634**, A BILL TO BE ENTITLED AN ACT TO ALLOW ALCOHOL IN COOKING EXTRACTS MANUFACTURED IN THIS STATE, is returned for

concurrence in Senate committee substitute and placed on the Calendar for June 3.

Committee Substitute No. 2 for **S.B. 9**, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE AND PERMIT COOPERATIVE AGREEMENTS OF HOSPITALS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

S.B. 738, A BILL TO BE ENTITLED AN ACT TO INCREASE THE QUALIFICATION REQUIREMENTS AND AUTHORIZE AN INCREASE IN FEES FOR PERSONS HOLDING REAL ESTATE LICENSES AS RECOMMENDED BY THE NORTH CAROLINA REAL ESTATE COMMISSION AND TO CHANGE THE TITLE OF REAL ESTATE SALESMAN TO REAL ESTATE SALESPERSON, is read the first time and referred to the Committee on Business and Labor.

CALENDAR

Action is taken on the following:

Committee Substitute for **S.B. 825**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM CERTAIN STATE ROADS IN CRAVEN COUNTY, passes its third reading, by electronic vote (98-0), and is ordered enrolled.

Committee Substitute for **H.B. 1355**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE PERCENTAGE RATES FOR THE PUBLIC UTILITY REGULATORY FEE AND THE INSURANCE REGULATORY CHARGE, TO INCREASE AMUSEMENT DEVICE INSPECTION FEES, TO INCREASE ELEVATOR FEES, AND TO REMOVE THE SUNSET ON THE MOTORCYCLE SAFETY EDUCATION PROGRAM, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alphin, Baddour, Barnes, Barnhill, Beall, Black, Bowen, Bowie, Bowman, Braswell, D. Brown, J. Brown, Brubaker, Burton, Colton, Crawford, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dickson, Dockham, Ellis, Esposito, Fitch, Fussell, Gamble, Gardner, Gist, Gottovi, Gray, Griffin, Hackney, Hall, Hensley, Hightower, Hill, Holt, Howard, Jack Hunt, Judy Hunt, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Moore, Morgan, Nye, Oldham, J. Preston, Ramsey, Redwine, Richardson, Russell, Spears, Stewart, Sutton, Tallent, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wright - 86.

Voting in the negative: Representatives Arnold, Balmer, Berry, Brawley, Creech, Decker, Grady, Hayes, Holmes, Mitchell, Nichols, C. Preston, and P. Wilson - 13.

Excused absences: Representatives Alexander, Barbee, and Cole - 3.

Committee Substitute for **H.B. 604**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES THAT HAVE PROTECTED MOUNTAIN RIDGES TO ESTABLISH COUNTY SERVICE DISTRICTS TO PROVIDE FOR CERTAIN ROAD NEEDS OF THE DISTRICT, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wright - 100.

Voting in the negative: None.

Excused absences: Representatives Alexander, Barbee, and Cole - 3.

Committee Substitute for **H.B. 924**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CERTIFICATION OF LOCAL GOVERNMENT PROPERTY MAPPERS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wright - 100.

Voting in the negative: Representatives Daughtry and McCombs - 2.

Excused absences: Representatives Alexander, Barbee, and Cole - 3.

Committee Substitute No. 2 for **H.B. 502**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO

THE ALCOHOLIC BEVERAGE LAWS, TO AUTHORIZE THE SALE OF ALCOHOLIC BEVERAGES IN CERTAIN AREAS OF THE STATE, TO INCREASE THE FEES FOR MOST COMMERCIAL ALCOHOLIC BEVERAGE PERMITS, AND TO MAKE OTHER CHANGES TO THE ALCOHOLIC BEVERAGE LAWS.

On motion of Representative Hensley and without objection, the bill is temporarily displaced.

SPECIAL MESSAGE TO THE SENATE

The Speaker orders a Special Message sent to the Senate informing that Honorable Body that the House stands ready to receive them in Joint Session.

CALENDAR (continued)

Committee Substitute No. 2 for **H.B. 624**, A BILL TO BE ENTITLED AN ACT TO REWRITE CHAPTER 55A OF THE GENERAL STATUTES RELATING TO NONPROFIT CORPORATIONS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Ellis, Esposito, Fitch, Flaherty, Fussell, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Richardson, Robinson, Rogers, Russell, Smith, Spears, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wright – 103.

Voting in the negative: None.

Excused absences: Representatives Alexander, Barbee, and Cole – 3.

Committee Substitute for **H.B. 1467**, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 105 OF THE GENERAL STATUTES TO REQUIRE NOTIFICATION OF PROPERTY TAXES DUE, TO CHANGE THE PROPERTY TAX VALUATION DATE FOR MOTOR VEHICLES REGISTERED UNDER THE ANNUAL SYSTEM, AND TO MAKE OTHER TAX LAW CHANGES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alphin, Baddour, Barnes, Barnhill, Beall, Black, Bowen, Bowie, Bowman, Braswell, D. Brown, J. Brown, Brubaker, Burton, Church, Colton,

Crawford, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Diamont, Dickson, Dockham, Easterling, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hensley, Hightower, Hill, Holmes, Holt, Howard, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Moore, Morgan, Nye, Oldham, C. Preston, J. Preston, Ramsey, Richardson, Robinson, Rogers, Russell, Spears, Stewart, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wright - 95.

Voting in the negative: Representatives Arnold, Balmer, Berry, Brawley, Creech, Decker, Hayes, Mitchell, and Nichols - 9.

Excused absences: Representatives Alexander, Barbee, and Cole - 3.

Committee Substitute for **H.B. 1212**, A BILL TO BE ENTITLED AN ACT TO CHANGE CERTAIN FEES CHARGED BY AUCTIONEERS AND TO AMEND THE REQUIREMENTS FOR DEPOSITS IN TRUST OR ESCROW ACCOUNTS BY AUCTIONEERS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alphin, Arnold, Baddour, Barnes, Barnhill, Beall, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Colton, Crawford, Culp, Culpepper, Cummings, Daughtry, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nye, Oldham, C. Preston, Ramsey, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wright - 99.

Voting in the negative: Representatives Balmer, Berry, Creech, Decker, Hayes, Nichols, and J. Preston - 7.

Excused absences: Representatives Alexander, Barbee, and Cole - 3.

S.B. 577, A BILL TO BE ENTITLED AN ACT TO DELETE THE REQUIREMENT THAT THE STATE BOARD OF EDUCATION INSPECT ACTIVITY BUSES OWNED BY LOCAL SCHOOL ADMINISTRATIVE UNITS, passes its third reading, by electronic vote (104-0), and is ordered enrolled.

H.B. 1167, A BILL TO BE ENTITLED AN ACT TO ADD TO THE INVESTMENT AUTHORITY OF JOINT MUNICIPAL POWER AGENCIES, passes its second reading, by electronic vote (109-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.B. 878, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA EDUCATION STANDARDS AND ACCOUNTABILITY COMMISSION.

On motion of the Chair, the bill is temporarily displaced.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 2, 1993

Mr. Speaker:

It is ordered that a message be sent the House of Representatives that pursuant to **H.J.R. 1247**, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE GENERAL ASSEMBLY TO CONSIDER ACTION ON THE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION, (Resolution 14), the Senate stands ready to repair to the Hall of the House, there to sit in Joint Session with your Honorable Body.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

JOINT SESSION

Pursuant to resolution heretofore adopted, and exchange of messages, the Sergeant-at-Arms of the House of Representatives announces the arrival of the Senate at the door of the House.

The Speaker directs the admittance of that Honorable Body and its officers. The President of the Senate, the Honorable Dennis A. Wicker, is seated to the left of the Speaker.

The Joint Session is called to order by the Speaker of the House.

The Speaker directs an electronic vote to be taken of the House of Representatives to determine a quorum and the following Representatives are recorded as present: Representatives Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Diamont, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith,

Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wright - 109.

Excused absences: Representatives Alexander, Barbee, and Cole - 3.

The Speaker instructs the Reading Clerk of the Senate to call the roll to determine a quorum and the following Senators answer present: Senators Albertson, Allran, Ballance, Basnight, Carpenter, Codington, Conder, Cooper, Daniel, Folger, Gulley, Gunter, Harris, Hartswell, Hoyle, Hunt, Hyde, Jordan, Kaplan, Lee, Marshall, Martin of Pitt, Martin of Guilford, Parnell, Perdue, Plexico, Plyler, Richardson, Sands, Seymour, Shaw, Smith, Soles, Speed, Tally, Walker, Ward, Warren, and Winner of Mecklenburg - 39.

A quorum of each House being declared present, the Joint Session proceeds with its business.

H.J.R. 1248, A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THE APPOINTMENTS OF EDDIE DAVIS, III, ROBERT R. DOUGLAS, AND MARGARET B. HARVEY TO MEMBERSHIP ON THE STATE BOARD OF EDUCATION, is before the House of Representatives sitting in Joint Session.

The resolution passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

The Speaker relinquishes the gavel to the President of the Senate.

The President receives **H.J.R. 1248,** A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THE APPOINTMENTS OF EDDIE DAVIS, III, ROBERT R. DOUGLAS, AND MARGARET B. HARVEY TO MEMBERSHIP ON THE STATE BOARD OF EDUCATION, from the House by Special Message, and orders the Reading Clerk of the Senate to read the resolution, thus constituting its first reading in the Senate.

On motion of Senator Perdue, the resolution is placed before the Senate for immediate consideration.

The resolution passes its second reading.

The resolution passes its third reading and is ordered enrolled.

ENROLLED BILL

The following is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 1248, A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THE APPOINTMENTS OF EDDIE DAVIS, III, ROBERT R. DOUGLAS, AND MARGARET B. HARVEY TO MEMBERSHIP ON THE STATE BOARD OF EDUCATION. (RESOLUTION 15)

The President announces the confirmation of Eddie Davis, III; Robert R. Douglas; and Margaret B. Harvey to the State Board of Education by the Senate and the House of Representatives.

The President orders that the Governor be notified of the action taken by the General Assembly sitting in Joint Session today.

On motion of Senator Basnight, seconded by Senator Soles, the Joint Session is dissolved.

The House resumes its business.

CALENDAR (continued)

S.B. 878, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA EDUCATION STANDARDS AND ACCOUNTABILITY COMMISSION.

Representative Barnes calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading, by electronic vote (101-10), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for **S.B. 159**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DELIVERY OF NON-TAX-PAID SPECIAL FUEL INTO THE SUPPLY TANK OF A MOTOR VEHICLE AND ACQUISITION OF NON-TAX-PAID SPECIAL FUEL FOR USE IN A MOTOR VEHICLE.

On motion of Representative Braswell and without objection, consideration of the bill is temporarily displaced.

Committee Substitute for **S.B. 839**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE EXEMPTION OF MOTOR VEHICLES FROM THE THREE-DAY RIGHT TO CANCEL PROVISIONS OF OFF-PREMISES SALES TO THE EXISTING EXEMPTION UNDER THE RETAIL INSTALLMENT SALES ACT.

On motion of Representative R. Hunter, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading by electronic vote (101-2).

Representative Luebke objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **S.B. 840**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE TIME FOR THE COMMISSIONER TO RENDER A FINAL DETERMINATION IN CONTESTED FRANCHISE TERMINATION, CANCELLATION, OR FAILURE TO RENEW MATTERS, BASED ON BANKRUPTCY, FAILURE TO STAY OPEN, LOSS OF LICENSES, OR CONVICTION OF FELONY INVOLVING MORAL TURPITUDE, UNDER THE MOTOR

VEHICLES DEALERS AND MANUFACTURERS LICENSING LAW, passes its second reading by electronic vote (102–0).

Representative Mavretic objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **S.B. 841**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE WARRANTY REIMBURSEMENT RIGHTS OF MOTOR VEHICLE DEALERS, passes its second reading, by electronic vote (102–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 455, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GENERAL STATUTES COMMISSION TO REQUIRE THAT MAPS RECORDED IN THE OFFICE OF THE REGISTER OF DEEDS MUST HAVE A SURVEYOR'S ORIGINAL SIGNATURE AND SEAL IN ORDER TO BE RELIED UPON AND THAT ALL OTHER MAPS MUST CONTAIN A CAUTIONARY LEGEND, passes its second reading by electronic vote (105–0).

Representative Redwine objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **S.B. 159**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DELIVERY OF NON-TAX-PAID SPECIAL FUEL INTO THE SUPPLY TANK OF A MOTOR VEHICLE AND ACQUISITION OF NON-TAX-PAID SPECIAL FUEL FOR USE IN A MOTOR VEHICLE.

On motion of Representative Braswell and without objection, consideration of the bill is postponed until June 8.

Committee Substitute No. 2 for **H.B. 502**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE ALCOHOLIC BEVERAGE LAWS, TO AUTHORIZE THE SALE OF ALCOHOLIC BEVERAGES IN CERTAIN AREAS OF THE STATE, TO INCREASE THE FEES FOR MOST COMMERCIAL ALCOHOLIC BEVERAGE PERMITS, AND TO MAKE OTHER CHANGES TO THE ALCOHOLIC BEVERAGE LAWS.

Representative R. Hunter offers Amendment No. 3 which is adopted by electronic vote (108–0).

Representative Hensley offers Amendment No. 4 which is adopted by electronic vote (108–2).

Representative Flaherty offers Amendment No. 5 which is adopted by electronic vote (109–0).

Representative Decker offers Amendment No. 6 which is adopted by electronic vote (54–49).

Representative Decker offers Amendment No. 7 which fails of adoption by electronic vote (18–78).

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Alphin, Arnold, Baddour, Barnes, Barnhill, Beall, Black, Bowen, Bowie, Braswell, D. Brown, Burton, Colton, Crawford, Culpepper, Cunningham, Daughtry, Dickson, Easterling, Esposito, Fitch, Flaherty, Fussell, Gamble, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hensley, Hill, Holt, Judy Hunt, H. Hunter, Ives, James, Jarrell, Jeffus, Kennedy, Kinney, Lee, Lemmond, Luebke, Mavretic, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Morgan, Nesbitt, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Smith, Spears, Stewart, Tallent, Wainwright, and Wilkins - 67.

Voting in the negative: Representatives Balmer, Berry, Bowman, Brawley, J. Brown, Brubaker, Church, Creech, Culp, Cummings, Decker, DeVane, Diamont, Dockham, Edwards, Ellis, Gardner, Hall, Hayes, Holmes, Howard, Jack Hunt, R. Hunter, Jenkins, Joye, Justus, McAllister, McCombs, McCrary, McLaughlin, Mitchell, Moore, Nye, Russell, Sutton, G. Thompson, Warner, Weatherly, Wilmoth, C. Wilson, P. Wilson, and Wood - 42.

Excused absences: Representatives Alexander, Barbee, Cole, and Hightower - 4.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Kennedy for the Committee on Courts and Justice:

S.B. 834, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROCEDURE FOR FORECLOSURE UNDER POWER OF SALE AND TO ESTABLISH A NEW UPSET BID PROCEDURE, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for June 7. The original bill is placed on the Unfavorable Calendar.

RE-REFERRAL

On motion of Representative Jack Hunt, pursuant to Rule 39.2, **H.B. 1274**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE EXEMPTION FROM THE SCRAP TIRE TAX FOR TIRES SOLD FOR PLACEMENT ON NEWLY MANUFACTURED VEHICLES SHALL APPLY UNIFORMLY REGARDLESS WHEN THE TIRES WERE SOLD, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Finance.

On motion of Representative Jack Hunt, seconded by Representative Smith, the House adjourns at 4:42 p.m. to reconvene June 3 at 1:00 p.m.

SEVENTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Thursday, June 3, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 2 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Alexander, Gamble, Gist, Griffin, Hackney, and Hayes for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 577, AN ACT TO DELETE THE REQUIREMENT THAT THE STATE BOARD OF EDUCATION INSPECT ACTIVITY BUSES OWNED BY LOCAL SCHOOL ADMINISTRATIVE UNITS. (CHAPTER 114)

S.B. 825, AN ACT TO PROHIBIT HUNTING FROM CERTAIN STATE ROADS IN CRAVEN COUNTY. (CHAPTER 115)

S.B. 841, AN ACT TO CLARIFY THE WARRANTY REIMBURSEMENT RIGHTS OF MOTOR VEHICLE DEALERS. (CHAPTER 116)

S.B. 878, AN ACT TO CREATE THE NORTH CAROLINA EDUCATION STANDARDS AND ACCOUNTABILITY COMMISSION. (CHAPTER 117)

H.B. 678, AN ACT TO AMEND THE CHARTER OF THE TOWN OF WAKE FOREST. (CHAPTER 118)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Cunningham for the Committee on Insurance:

S.B. 1113, A BILL TO BE ENTITLED AN ACT AMENDING THE INSURANCE LAWS RELATING TO TITLE INSURANCE COMPANIES TO GIVE THE INSURANCE COMMISSIONER DISCRETION WHERE PREMIUMS HAVE BEEN UNDERSTATED OR OVERSTATED THROUGH INADVERTENCE, MISTAKE, OR MISCALCULATION, with a favorable report.

By Representative Hightower for the Committee on State Government:

H.B. 987, A BILL TO BE ENTITLED AN ACT TO ESTABLISH PEER REVIEW FOR OPTOMETRISTS AND TO ESTABLISH AN OPTOMETRIST PRIVILEGE, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Finance.

On motion of Representative Hightower, Committee Amendment No. 1 is adopted.

The bill is ordered engrossed and re-referred to the Committee on Finance.

S.B. 631, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA PRACTICING PSYCHOLOGIST LICENSING ACT, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Redwine for the Committee on Business and Labor:

Committee Substitute for **S.B. 787**, A BILL TO BE ENTITLED AN ACT TO IMPOSE A PENALTY FOR FAILURE TO COMPLY WITH ESC TAX REPORTING REQUIREMENTS, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The Senate committee substitute bill is placed on the Unfavorable Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **H.B. 339**, A BILL TO BE ENTITLED AN ACT TO AMEND THE MONETARY LIMITS FOR PURPOSES OF COMPLYING WITH FORMAL BIDDING REQUIREMENTS BY THE CITY OF GREENSBORO, is returned for concurrence in two Senate amendments and placed on the Calendar for June 7.

H.B. 402, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CHILD SUPPORT PAYMENTS BE CONTINUED WHILE THE CHILD IS ENROLLED IN PRIMARY OR SECONDARY SCHOOL, UP TO GRADUATION OR AGE TWENTY, is returned for concurrence in two Senate amendments and placed on the Calendar for June 7.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 365**, A BILL TO BE ENTITLED AN ACT TO REQUIRE PUBLIC SCHOOL CHILDREN TO RECEIVE A HEALTH ASSESSMENT BEFORE ENTRY INTO KINDERGARTEN.

On motion of Representative Easterling, the House concurs in the Senate committee substitute, by electronic vote (87–0), and the bill is ordered enrolled.

Pursuant to Rule 20(c), the Chair directs the time for voting to be changed from 15 seconds to 10 seconds.

Senate Committee Substitute for **H.B. 496**, A BILL TO BE ENTITLED AN ACT TO PERMIT INVESTMENT OF TRUST ASSETS IN MUTUAL FUNDS ADVISED BY A CORPORATE TRUSTEE.

On motion of Representative Hensley, the House concurs in the Senate committee substitute, by electronic vote (91–0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 634**, A BILL TO BE ENTITLED AN ACT TO ALLOW ALCOHOL IN COOKING EXTRACTS MANUFACTURED IN THIS STATE.

On motion of Representative Colton, the House concurs in the Senate committee substitute, by electronic vote (90–0), and the bill is ordered enrolled.

House Committee Substitute for **S.B. 1070**, A BILL TO BE ENTITLED AN ACT RELATING TO THE SCOPE OF THE NEW HANOVER COUNTY HUMAN RELATIONS COMMISSION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

Committee Substitute for **H.B. 1212**, A BILL TO BE ENTITLED AN ACT TO CHANGE CERTAIN FEES CHARGED BY AUCTIONEERS AND TO AMEND THE REQUIREMENTS FOR DEPOSITS IN TRUST OR ESCROW ACCOUNTS BY AUCTIONEERS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alphin, Arnold, Baddour, Barnhill, Beall, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Church, Cole, Colton, Crawford, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Diamont, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gardner, Gottovi, Grady, Gray, Green, Hall, Hensley, Hightower, Hill, Holmes, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Spears, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, P. Wilson, Wood, and Wright – 94.

Voting in the negative: Representatives Balmer, Berry, Creech, and Nichols - 4.

Excused absences: Representatives Alexander, Gamble, Gist, Griffin, Hackney, and Hayes - 6.

Committee Substitute for **S.B. 839**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE EXEMPTION OF MOTOR VEHICLES FROM THE THREE-DAY RIGHT TO CANCEL PROVISIONS OF OFF-PREMISES SALES TO THE EXISTING EXEMPTION UNDER THE RETAIL INSTALLMENT SALES ACT.

The bill, as amended, passes its third reading, by electronic vote (93-2), and is ordered sent to the Senate for concurrence in House amendment.

Committee Substitute for **S.B. 840**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE TIME FOR THE COMMISSIONER TO RENDER A FINAL DETERMINATION IN CONTESTED FRANCHISE TERMINATION, CANCELLATION, OR FAILURE TO RENEW MATTERS, BASED ON BANKRUPTCY, FAILURE TO STAY OPEN, LOSS OF LICENSES, OR CONVICTION OF FELONY INVOLVING MORAL TURPITUDE, UNDER THE MOTOR VEHICLES DEALERS AND MANUFACTURERS LICENSING LAW, passes its third reading, by electronic vote (96-0), and is ordered enrolled.

S.B. 455, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GENERAL STATUTES COMMISSION TO REQUIRE THAT MAPS RECORDED IN THE OFFICE OF THE REGISTER OF DEEDS MUST HAVE A SURVEYOR'S ORIGINAL SIGNATURE AND SEAL IN ORDER TO BE RELIED UPON AND THAT ALL OTHER MAPS MUST CONTAIN A CAUTIONARY LEGEND, passes its third reading, by electronic vote (102-0), and is ordered enrolled.

House Committee Substitute for **S.B. 772**, A BILL TO BE ENTITLED AN ACT CLARIFYING THE AUTHORITY OF THE CITIES TO PERMIT THE CLOSING OF UNOPENED STREETS, THE RETENTION OF UTILITY EASEMENTS, AND THE DIVISION OF RIGHT-OF-WAY IN TYPICAL STREET CLOSINGS, AND ESTABLISHING PROCEDURES FOR APPEALS OF STREET CLOSINGS.

On motion of Representative R. Hunter, consideration of the bill is postponed until June 7.

S.B. 811, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE EMPLOYMENT SECURITY LAW TO CONFORM TO FEDERAL LAW, passes its second reading, by electronic vote (101-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Michaux for the Committee on Judiciary I:

H.B. 829, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VOTER REGISTRATION SHALL BE THE SOLE CRITERIA FOR ALLOCATING VOTING MACHINES AMONG PRECINCTS BY THE MECKLENBURG COUNTY BOARD OF ELECTIONS, with a favorable report.

By Representative Mavretic for the Committee on Health and Human Services:

H.B. 555, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT PRIVATE CLUBS SHALL BE SUBJECT TO FOOD INSPECTIONS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for June 8. The original bill is placed on the Unfavorable Calendar.

By Representative R. Hunter for the Committee on Judiciary II:

S.B. 666, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION AND THE FORSYTH COUNTY COMMISSIONERS "DOWNTOWN SCHOOL" PROJECT FROM CERTAIN STATUTORY REQUIREMENTS, with a favorable report.

S.B. 955, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A METHOD FOR PARENTS TO AUTHORIZE CONSENT BY ANOTHER FOR HEALTH CARE FOR THE PARENTS' MINOR CHILD, with a favorable report, as amended.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 3, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in the House Committee Substitute for **S.B. 27**, A BILL TO BE ENTITLED AN ACT TO MAKE CONTINUATION AND EXPANSION BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, and requests conferees.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

On motion of Representative Jack Hunt, seconded by Representative Morgan, the House adjourns at 1:37 p.m. to reconvene Monday, June 7, 1993, at 8:00 p.m.

SEVENTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Monday, June 7, 1993

The House meets at 8:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

The Speaker leads the members in the Pledge of Allegiance.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 3 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Cole, Diamont, Dockham, Hightower, Lee, and Nesbitt for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 455, AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GENERAL STATUTES COMMISSION TO REQUIRE THAT MAPS RECORDED IN THE OFFICE OF THE REGISTER OF DEEDS MUST HAVE A SURVEYOR'S ORIGINAL SIGNATURE AND SEAL IN ORDER TO BE RELIED UPON AND THAT ALL OTHER MAPS MUST CONTAIN A CAUTIONARY LEGEND. (CHAPTER 119)

S.B. 579, AN ACT TO IMPROVE THE FINANCIAL MONITORING AND REGULATION OF EMPLOYERS THAT SELF-INSURE THEIR WORKERS' COMPENSATION LIABILITIES. (CHAPTER 120)

S.B. 774, AN ACT TO AMEND THE CHARTER OF THE CITY OF DURHAM TO AUTHORIZE THE CITY COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO MAKE, APPROVE, AWARD, AND EXECUTE SERVICE CONTRACTS AND TO MAKE CONTRACTS FOR THE PURCHASE OF APPARATUS, SUPPLIES, EQUIPMENT, AND MATERIAL. (CHAPTER 121)

S.B. 811, AN ACT TO MAKE CHANGES TO THE EMPLOYMENT SECURITY LAW TO CONFORM TO FEDERAL LAW. (CHAPTER 122)

S.B. 840, AN ACT TO EXTEND THE TIME FOR THE COMMISSIONER TO RENDER A FINAL DETERMINATION IN CONTESTED FRANCHISE TERMINATION, CANCELLATION, OR FAILURE TO RENEW MATTERS, BASED ON BANKRUPTCY, FAILURE TO STAY OPEN, LOSS OF LICENSES, OR

CONVICTION OF FELONY INVOLVING MORAL TURPITUDE, UNDER THE MOTOR VEHICLES DEALERS AND MANUFACTURERS LICENSING LAW. (CHAPTER 123)

H.B. 365, AN ACT TO REQUIRE THE PUBLIC SCHOOL CHILDREN TO RECEIVE A HEALTH ASSESSMENT BEFORE ENTRY INTO KINDERGARTEN. (CHAPTER 124)

H.B. 436, AN ACT TO ALLOW NEW HANOVER COUNTY AND THE TOWN OF CAPE CARTERET TO REGULATE THE OPERATION OF PERSONAL WATERCRAFT. (CHAPTER 125)

H.B. 496, AN ACT TO PERMIT INVESTMENT OF TRUST ASSETS IN MUTUAL FUNDS ADVISED BY A CORPORATE TRUSTEE. (CHAPTER 126)

H.B. 634, AN ACT TO ALLOW ALCOHOL IN COOKING EXTRACTS MANUFACTURED IN THIS STATE. (CHAPTER 127)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

Committee Substitute for **H.B. 551**, A BILL TO BE ENTITLED AN ACT TO INCORPORATE INTO STATUTE POLICIES AND PROCEDURES TO INCREASE COMPLIANCE WITH SUBSTANCE ABUSE REHABILITATION SANCTIONS AND TO INCREASE PENALTIES FOR WILLFUL REFUSAL TO COMPLY, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for June 9. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 622**, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE LAWS RELATING TO NORTH CAROLINA'S MONITORING OF INSURANCE COMPANY FINANCES AND THE PRESERVATION OF INSURANCE COMPANY SOLVENCY AND TO MAINTAIN NORTH CAROLINA'S ACCREDITATION BY THE NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for June 9. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 745**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO ESTABLISH AND IMPLEMENT A PILOT PROGRAM IN SELECTED COUNTIES TO

ASSIST LOW-INCOME INDIVIDUALS TO OBTAIN PRESCRIPTION DRUGS AT REDUCED COST, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1, and recommendation that Committee Substitute Bill No. 2 be re-referred to the Committee on Appropriations.

Committee Substitute Bill No. 2 is re-referred to the Committee on Appropriations. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 843, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF REVENUE TO PREPARE ITS TAX EXPENDITURE REPORT ANNUALLY AND TO INCLUDE IN THE REPORT ESTIMATES OF THE AMOUNT BY WHICH EACH TAX EXPENDITURE REDUCES STATE REVENUES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for June 9. The original bill is placed on the Unfavorable Calendar.

H.B. 1016, A BILL TO BE ENTITLED AN ACT TO CHANGE THE GENERAL DRIVERS LICENSE RENEWAL CYCLE FROM FOUR TO FIVE YEARS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for June 9. The original bill is placed on the Unfavorable Calendar.

S.B. 767, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORITY OF MECKLENBURG COUNTY AND THE CITY OF CHARLOTTE TO UNDERTAKE LOCAL DEVELOPMENT ACTIVITIES, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for June 9. The original bill is placed on the Unfavorable Calendar.

By Representative Michaux for the Committee on Judiciary I:

H.B. 956, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE PAY OF SCHOOL BUS DRIVERS AND GRANT THEM ADDITIONAL PROTECTION UNDER THE TORT CLAIMS ACT, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative McLawhorn for the Permanent Subcommittee on Airports, Railways, and Waterways of the Standing Committee on Transportation, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 1150, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DEPARTMENT OF TRANSPORTATION FROM CLOSING OR ABANDONING A STATE ROAD WITHIN ONE MILE OF A MUNICIPALITY WITHOUT THAT MUNICIPALITY'S CONSENT, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for June 9. The original bill is placed on the Unfavorable Calendar.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 339**, A BILL TO BE ENTITLED AN ACT TO AMEND THE MONETARY LIMITS FOR PURPOSES OF COMPLYING WITH FORMAL BIDDING REQUIREMENTS BY THE CITY OF GREENSBORO.

On motion of Representative Burton and without objection, consideration of the bill is postponed until June 8.

H.B. 402, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CHILD SUPPORT PAYMENTS BE CONTINUED WHILE THE CHILD IS ENROLLED IN PRIMARY OR SECONDARY SCHOOL, UP TO GRADUATION OR AGE TWENTY.

Representative Richardson moves that the House concur in Senate Amendment No. 1.

On motion of Representative Richardson and without objection, the bill is temporarily displaced.

H.B. 829, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VOTER REGISTRATION SHALL BE THE SOLE CRITERIA FOR ALLOCATING VOTING MACHINES AMONG PRECINCTS BY THE MECKLENBURG COUNTY BOARD OF ELECTIONS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.B. 666, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION AND THE FORSYTH COUNTY COMMISSIONERS "DOWNTOWN SCHOOL" PROJECT FROM CERTAIN STATUTORY REQUIREMENTS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for **S.B. 758**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE FILING OF AN AFFIDAVIT BY THE SECRETARY OF TRANSPORTATION TO STATE AN INTENTION TO PRESERVE A RAILROAD EASEMENT FOR FUTURE TRANSPORTATION PURPOSES AND NEGATE THE PRESUMPTION OF ABANDONMENT.

On motion of Representative Stamey, Committee Amendment No. 1 is adopted.

On motion of Representative Stamey and without objection, the bill, as amended, is withdrawn from the Calendar and re-referred to the Committee on Transportation.

House Committee Substitute for **S.B. 772**, A BILL TO BE ENTITLED AN ACT CLARIFYING THE AUTHORITY OF THE CITIES TO PERMIT THE CLOSING OF UNOPENED STREETS, THE RETENTION OF UTILITY EASEMENTS, AND THE DIVISION OF RIGHT-OF-WAY IN TYPICAL STREET CLOSINGS, AND ESTABLISHING PROCEDURES FOR APPEALS OF STREET CLOSINGS, passes its second reading by electronic vote (103-0).

Representative Hackney objects to the third reading. The bill remains on the Calendar.

House Committee Substitute for **S.B. 834**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROCEDURE FOR FORECLOSURE UNDER POWER OF SALE AND TO ESTABLISH A NEW UPSET BID PROCEDURE.

On motion of Representative Braswell and without objection, consideration of the bill is postponed until June 9.

S.B. 1113, A BILL TO BE ENTITLED AN ACT AMENDING THE INSURANCE LAWS RELATING TO TITLE INSURANCE COMPANIES TO GIVE THE INSURANCE COMMISSIONER DISCRETION WHERE PREMIUMS HAVE BEEN UNDERSTATED OR OVERSTATED THROUGH INADVERTENCE, MISTAKE, OR MISCALCULATION, passes its second reading, by electronic vote (99-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 955, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A METHOD FOR PARENTS TO AUTHORIZE CONSENT BY ANOTHER FOR HEALTH CARE FOR THE PARENTS' MINOR CHILD.

On motion of Representative Kuczmarski, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading by electronic vote (103-0).

Representative Decker objects to the third reading. The bill remains on the Calendar.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Gist, Committee Substitute for **H.B. 339**, A BILL TO BE ENTITLED AN ACT TO AMEND THE MONETARY LIMITS FOR PURPOSES OF COMPLYING WITH FORMAL BIDDING REQUIREMENTS BY THE CITY OF

GREENSBORO, is withdrawn from the Calendar of June 8 and placed on the Calendar for immediate consideration.

On motion of Representative Fitch, Committee Substitute for **H.B. 339** is withdrawn from the Calendar and re-referred to the Committee on Local and Regional Government I.

INTRODUCTION OF PAGES

Pages for the week of June 7-11 are introduced to the membership. They are: Casey Batts of Lenoir, DeKhasta Becton of Wake, Marquis Bennett of Wake, Kim Biggers of Stanly, Jennifer Broadwell of Wake, Leah Brown of Cabarrus, Robyn Cone of Nash, Sean Cox of Beaufort, Gail Cox of Davidson, Reba Dacus of Hertford, Benjamin Dalton of Gaston, Sutapa Das of Wake, Elizabeth Dempsey of Wake, Edward Dixon of Pitt, William Dixon III of Guilford, Kelly Franklin of Cabarrus, Jacinta Goode of Wake, Katherine Hatcher of Wake, Joseph Hayworth III of Guilford, Neil Hine of Wayne, Windsor Hobbs of Mecklenburg, Christiana Hobgood of Franklin, Ashley Huffstetler of Gaston, Latasha Kearney of Wake, Shannon Maher of Henderson, Sarah McDonald of Cabarrus, Diane Mobley of Wake, Stacey Mustard of Beaufort, Katrina Ramquist of Wake, Michael Smith of Wake, Jill Stocks of Wake, Donald West of Alamance, Jeff Williamson of Bladen, Harriett Willimon of Durham, Joshua Wood of Guilford, and Allyson Wood of Guilford.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Richardson and without objection, **H.B. 402**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CHILD SUPPORT PAYMENTS BE CONTINUED WHILE THE CHILD IS ENROLLED IN PRIMARY OR SECONDARY SCHOOL, UP TO GRADUATION OR AGE TWENTY, which was temporarily displaced, is withdrawn from the Calendar and re-referred to the Committee on Judiciary I.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative Smith, Vice Chair for the Committee on State Government:

H.B. 218, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE REGULATION OF THE PRACTICE OF COUNSELING AND THE LICENSURE OF COUNSELORS, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 233, A BILL TO BE ENTITLED AN ACT TO REQUIRE LICENSURE OF MARRIAGE AND FAMILY THERAPISTS, with a

favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 488, A BILL TO BE ENTITLED AN ACT TO REGULATE THE PRACTICE OF RESPIRATORY CARE, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRAL

Representative Stamey, Chair for the Standing Committee on Transportation, refers **S.B. 901**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT BICYCLISTS AND OTHERS FROM CLINGING TO OTHER VEHICLES WHILE ON A ROADWAY, to the Permanent Subcommittee on Public Transportation.

On motion of Representative Jack Hunt, seconded by Representative Bowman, the House adjourns, by electronic vote (96-2), at 8:51 p.m. to reconvene June 8 at 1:00 p.m.

SEVENTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, June 8, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 7 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Alphin, Baddour, Cole, Fitch, Hayes, and Hightower for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 666, AN ACT TO EXEMPT THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION AND THE FORSYTH COUNTY COMMISSIONERS "DOWNTOWN SCHOOL" PROJECT

FROM CERTAIN STATUTORY REQUIREMENTS. (CHAPTER 128)

S.B. 1113, AN ACT AMENDING THE INSURANCE LAWS RELATING TO TITLE INSURANCE COMPANIES TO GIVE THE INSURANCE COMMISSIONER DISCRETION WHERE PREMIUMS HAVE BEEN UNDERSTATED OR OVERSTATED THROUGH INADVERTENCE, MISTAKE, OR MISCALCULATION. (CHAPTER 129)

S.B. 1163, AN ACT TO ALLOW PROJECTS FINANCED UNDER THE INDUSTRIAL AND POLLUTION CONTROL FACILITIES FINANCING ACT AND THE NORTH CAROLINA INDUSTRIAL AND POLLUTION CONTROL FACILITIES POOL PROGRAM FINANCING ACT TO BE LOCATED IN MORE THAN ONE COUNTY. (CHAPTER 130)

H.B. 163, AN ACT TO MODIFY THE DEFINITION OF A "SUBDIVISION" FOR THE PURPOSE OF SUBDIVISION REGULATION IN ROBESON COUNTY. (CHAPTER 131)

H.B. 256, AN ACT TO ENCOURAGE SCHOOLS TO IMPLEMENT EXTENDED SERVICES PROGRAMS. (CHAPTER 132)

H.B. 265, AN ACT TO EXEMPT THE CITY OF WASHINGTON FROM ARTICLE 12, CHAPTER 160A OF THE GENERAL STATUTES IN THE CONVEYANCE OF CERTAIN REAL ESTATE TO THE GREATER WASHINGTON CHAMBER OF COMMERCE, INC. (CHAPTER 133)

H.B. 452, AN ACT TO CLARIFY THE REQUIREMENTS OF THE GENERAL STATUTES PERTAINING TO IMMUNIZATIONS. (CHAPTER 134)

H.B. 508, AN ACT TO CHANGE THE CERTIFICATION PERIOD OF EMERGENCY MEDICAL TECHNICIANS FROM TWO YEARS TO FOUR YEARS. (CHAPTER 135)

H.B. 553, AN ACT TO AMEND THE CHARTER OF THE CITY OF GASTONIA TO PROVIDE FOR TWO-YEAR TERMS FOR COUNCIL MEMBERS AND TO PROVIDE THAT THE MAYOR, COUNCIL, AND COUNCIL MEMBERS MAY ONLY DIRECT THE ACTIVITIES OF CITY EMPLOYEES THROUGH THE CITY MANAGER. (CHAPTER 136)

H.B. 753, AN ACT TO CLARIFY THE LAW RELATING TO ACQUISITION BY THE TOWN OF CARY OF STREET RIGHT-OF-WAY OUTSIDE THE CORPORATE LIMITS. (CHAPTER 137)

H.B. 838, AN ACT TO ALLOW THE TOWN OF BOONE TO INSTALL WATER AND SEWER LINES IN THE JUNALUSKA AREA WITH ITS OWN CREW AND EQUIPMENT. (CHAPTER 138)

H.B. 869, AN ACT TO EXEMPT STOKES COUNTY FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF

ADOPTING OR AMENDING A ZONING ORDINANCE FOR WATER SUPPLY WATERSHED PROTECTION. (CHAPTER 139)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative James for the Committee on Agriculture:

S.B. 519, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE ENFORCEMENT OF THE NORTH CAROLINA LIMING MATERIALS AND LANDPLASTER ACT, with a favorable report.

S.B. 550, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA COMMERCIAL FERTILIZER LAW, with a favorable report, as amended.

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 914, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA STATE BOARD OF DENTAL EXAMINERS TO COLLECT A SPECIAL FEE FROM NORTH CAROLINA LICENSED DENTISTS, WITH THE RESULTING FUNDS TO BE USED TO PAY EXPENSES OF NEWLY AUTHORIZED STATE-SANCTIONED PEER REVIEW ORGANIZATIONS TO OPERATE PROGRAMS FOR IMPAIRED DENTISTS, with a favorable report.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Mavretic, Committee Substitute for **H.B. 555**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT PRIVATE CLUBS SHALL BE SUBJECT TO FOOD INSPECTIONS, is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **H.B. 569**, A BILL TO BE ENTITLED AN ACT TO AMEND THE VITAL RECORDS LAW TO AVOID UNLAWFUL DUPLICATION, is returned for concurrence in Senate amendment and placed on the Calendar for June 9.

Senate Committee Substitute No. 2 for **H.B. 982**, A BILL TO BE ENTITLED AN ACT TO PERMIT INCREASED WEIGHTS FOR HAULING NORTH CAROLINA AGRICULTURAL COMMODITIES, is returned for concurrence in Senate Committee Substitute No. 2, which changes the title, and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute for **S.B. 1157**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO PERMIT CITIES AND COUNTIES TO ISSUE BONDS TO FINANCE THE PUBLIC PORTION OF ECONOMIC DEVELOPMENT PROJECTS AND TO

AUTHORIZE COUNTIES AND CITIES TO ACCEPT AS CONSIDERATION FOR A CONVEYANCE OR LEASE OF PROPERTY TO A PRIVATE PARTY THE AMOUNT OF INCREASED TAX REVENUE EXPECTED TO BE GENERATED BY THE IMPROVEMENTS TO BE CONSTRUCTED ON THE PROPERTY, is read the first time and referred to the Committee on Finance.

CALENDAR

Action is taken on the following:

House Committee Substitute for **S.B. 772**, A BILL TO BE ENTITLED AN ACT CLARIFYING THE AUTHORITY OF THE CITIES TO PERMIT THE CLOSING OF UNOPENED STREETS, THE RETENTION OF UTILITY EASEMENTS, AND THE DIVISION OF RIGHT-OF-WAY IN TYPICAL STREET CLOSINGS, AND ESTABLISHING PROCEDURES FOR APPEALS OF STREET CLOSINGS, passes its third reading, by electronic vote (93-0), and is ordered sent to the Senate for concurrence in House committee substitute.

S.B. 955, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A METHOD FOR PARENTS TO AUTHORIZE CONSENT BY ANOTHER FOR HEALTH CARE FOR THE PARENTS' MINOR CHILD.

Representative Decker offers Amendment No. 2.

On motion of Representative Decker, the bill with pending Amendment No. 2 is temporarily displaced.

Committee Substitute for **S.B. 159**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DELIVERY OF NON-TAX-PAID SPECIAL FUEL INTO THE SUPPLY TANK OF A MOTOR VEHICLE AND ACQUISITION OF NON-TAX-PAID SPECIAL FUEL FOR USE IN A MOTOR VEHICLE, passes its second reading by electronic vote (101-5).

Representative Ellis objects to the third reading. The bill remains on the Calendar.

Representative Baddour requests and is granted permission to be recorded as voting "aye". The adjusted vote is (102-5).

S.B. 955, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A METHOD FOR PARENTS TO AUTHORIZE CONSENT BY ANOTHER FOR HEALTH CARE FOR THE PARENTS' MINOR CHILD, which was temporarily displaced, with Amendment No. 2 pending, is before the Body.

Representative Griffin moves, seconded by Representative Gottovi, that Amendment No. 2 do lie upon the table.

A division having been called, Amendment No. 2 is tabled by electronic vote (66-40).

The bill, as amended, passes its third reading, by electronic vote (108-0), and is ordered sent to the Senate for concurrence in House amendment.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 7, 1993

Mr. Speaker:

Pursuant to the message from the Senate of Thursday, June 3, 1993 informing the House of Representatives the Senate failed to concur in the House Committee Substitute for **S.B. 27**, A BILL TO BE ENTITLED AN ACT TO MAKE CONTINUATION AND EXPANSION BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, it is ordered that a message be sent your Honorable Body with the information that the Senate requests conferees. The President Pro Tempore appoints: Senators Daniel and Plyler, Chairmen; Senators Cochrane, Conder, Hunt, Hyde, Kaplan, Lee, Martin of Pitt, Martin of Guilford, Odom, Perdue, Plexico, Richardson, Sands, Shaw, Sherron, Simpson, Soles, Walker, Ward, and Winner of Buncombe on the part of the Senate to confer with a like committee appointed by the House to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

The Speaker appoints the following as conferees: Representatives Nesbitt and Diamont, Co-Chairs; Representatives Black, Bowman, Crawford, DeVane, Dickson, Easterling, Gist, Gray, Holt, Holmes, H. Hunter, Kuczmarski, Lemmond, McAllister, McLaughlin, Nye, Rogers, Wainwright, and Barnes.

The Senate is so notified by Special Message.

SELECT COMMITTEE ANNOUNCED

Pursuant to Rule 26(a), the Speaker establishes the Select Committee on Sentencing.

The members of the Select Committee are Representative Holt, Chair; Representatives Baddour, Barnes, Bowie, Daughtry, Gist, Hensley, Kennedy, Michaux, Redwine, and Robinson.

REMOVAL OF OBJECTION TO THIRD READING

Representative Ellis removes his objection to the third reading of Committee Substitute for **S.B. 159**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DELIVERY OF NON-TAX-PAID SPECIAL FUEL INTO THE SUPPLY TANK OF A MOTOR VEHICLE AND ACQUISITION OF NON-TAX-PAID SPECIAL FUEL FOR USE IN A MOTOR VEHICLE.

The bill passes its third reading and is ordered enrolled.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative Hackney, Vice Chair for the Committee on Judiciary I:

H.B. 880, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO REMOVE THE LIMITATION ON PUNITIVE DAMAGES, AUTHORIZE THE TRIAL JUDGE TO GRANT INJUNCTIVE RELIEF, AND LENGTHEN THE TIME IN WHICH A COMPLAINANT MAY FILE A PRIVATE CAUSE OF ACTION IN HOUSING DISCRIMINATION CASES BROUGHT UNDER THE CITY'S FAIR HOUSING ORDINANCE, with a favorable report.

H.B. 998, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DUMPING OF TRASH ON THE PROPERTY OF ANOTHER, TO DOUBLE THE MINIMUM FINES FOR LITTERING OFFENSES, AND TO AUTHORIZE COUNTIES TO OFFER REWARDS TO APPREHEND FELONY LITTERERS, with a favorable report, as amended.

H.B. 1049, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW CONCERNING ASSAULTS ON GOVERNMENTAL OFFICERS AND EMPLOYEES TO INCLUDE COMPANY POLICE OFFICERS AND CAMPUS POLICE OFFICERS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for June 10. The original bill is placed on the Unfavorable Calendar.

On motion of Representative Jack Hunt, seconded by Representative Judy Hunt, the House adjourns at 1:57 p.m. to reconvene June 9 at 2:00 p.m.

SEVENTY-NINTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, June 9, 1993

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 8 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Alphin, Barbee, and Nichols for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 159, AN ACT TO PROHIBIT DELIVERY OF NON-TAX-PAID SPECIAL FUEL INTO THE SUPPLY TANK OF A MOTOR VEHICLE AND ACQUISITION OF NON-TAX-PAID SPECIAL FUEL FOR USE IN A MOTOR VEHICLE. (CHAPTER 140)

S.B. 839, AN ACT TO CLARIFY THE EXEMPTION OF MOTOR VEHICLES FROM THE THREE-DAY RIGHT TO CANCEL PROVISIONS OF OFF-PREMISES SALES TO THE EXISTING EXEMPTION UNDER THE RETAIL INSTALLMENT SALES ACT. (CHAPTER 141)

H.B. 971, AN ACT TO APPROVE A SYSTEM TO DEVELOP AND IMPLEMENT A SYSTEM FOR BUILDING IMPROVEMENT REPORTS. (CHAPTER 142)

H.B. 1020, AN ACT TO PROHIBIT PLACEMENT OF ANTIFREEZE IN AREAS WHERE IT MAY POISON ANIMALS. (CHAPTER 143)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

Committee Substitute for **H.B. 681**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE REQUIREMENTS OF THE 1990 AMENDMENTS TO THE FEDERAL CLEAN AIR ACT, TO REPEAL THE EXPIRATION OF A PORTION OF THE PER GALLON FUEL TAX, AND TO DEDICATE A PORTION OF THE PROCEEDS OF THE TAX TO IMPLEMENT THE 1990 AMENDMENTS TO THE FEDERAL CLEAN AIR ACT, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for June 14. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 1061**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LEAKING PETROLEUM UNDERGROUND STORAGE TANK CLEANUP ACT OF 1988 AND TO CLARIFY THE PURPOSES OF THE OIL OR OTHER HAZARDOUS SUBSTANCES POLLUTION PROTECTION FUND, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for June 14. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Ramsey for the Committee on Financial Institutions:

S.B. 876, A BILL TO BE ENTITLED AN ACT TO AMEND THE REGIONAL RECIPROCAL BANKING ACT AND TO PROVIDE FOR NATIONWIDE INTERSTATE BANKING, with a favorable report.

By Representative Gamble for the Permanent Subcommittee on Health Care and Access of the Standing Committee on Health and Human Services with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 1492, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE BUILDING CODE COUNCIL TO ESTABLISH STANDARDS FOR TEMPORARY TOILET FACILITIES AT CONSTRUCTION SITES TO ENSURE SANITARY CONDITIONS FOR CONSTRUCTION WORKERS AND TO APPROPRIATE FUNDS TO THE DEPARTMENT OF INSURANCE, with a favorable report as to committee substitute bill, unfavorable as to original bill and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **H.B. 870**, A BILL TO BE ENTITLED AN ACT TO EXEMPT WATAUGA COUNTY FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING A ZONING ORDINANCE FOR WATER SUPPLY WATERSHED PROTECTION, is returned for concurrence in Senate amendment and placed on the Calendar for June 10.

Committee Substitute for **S.B. 617**, A BILL TO BE ENTITLED AN ACT TO REGULATE THE PRACTICE OF HOME INSPECTIONS, is read the first time and referred to the Committee on Insurance.

S.B. 822, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM MOTOR VEHICLE TAX THAT CAN BE LEVIED IN THE CITY OF CHARLOTTE AND THE TOWN OF MATTHEWS AND TO PROVIDE THAT THE PROCEEDS OF THE ADDITIONAL TAX MAY BE USED ONLY FOR PUBLIC TRANSPORTATION, is read the first time and referred to the Committee on Local and Regional Government I.

Committee Substitute for **S.B. 829**, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE NORTH CAROLINA STATE MUSEUM OF NATURAL SCIENCES AND ITS ADVISORY COMMISSION FROM THE DEPARTMENT OF AGRICULTURE TO THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES AND TO CONFORM VARIOUS STATUTORY REFERENCES TO THAT MUSEUM, is read the first time and referred to the Committee on Appropriations.

S.B. 872, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FAMILY CARE HOMES SHALL BE TREATED AS RESIDENCES FOR PURPOSES IN ADDITION TO ZONING, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 569**, A BILL TO BE ENTITLED AN ACT TO AMEND THE VITAL RECORDS LAW TO AVOID UNLAWFUL DUPLICATION.

On motion of Representative McCrary, the House concurs in the Senate amendment, by electronic vote (97-0), and the bill is ordered enrolled.

Committee Substitute for **S.B. 767**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORITY OF MECKLENBURG COUNTY AND THE CITY OF CHARLOTTE TO UNDERTAKE LOCAL DEVELOPMENT ACTIVITIES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, H. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nye, Oldham, C. Preston, J. Preston, Ramsey, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, P. Wilson, Wood, and Wright - 99.

Voting in the negative: None.

Excused absences: Representatives Alphin, Barbee, and Nichols - 3.

H.B. 880, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO REMOVE THE LIMITATION ON PUNITIVE DAMAGES, AUTHORIZE THE TRIAL JUDGE TO GRANT INJUNCTIVE RELIEF, AND LENGTHEN THE TIME IN WHICH A COMPLAINANT MAY FILE A PRIVATE CAUSE OF ACTION IN HOUSING DISCRIMINATION CASES BROUGHT UNDER THE CITY'S FAIR HOUSING ORDINANCE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Kennedy for the Committee on Courts and Justice:

S.B. 483, A BILL TO BE ENTITLED AN ACT TO ENACT ARTICLE 4A OF THE UNIFORM COMMERCIAL CODE AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

S.B. 536, A BILL TO BE ENTITLED AN ACT TO CHANGE THE DATE FOR PUBLICATION OF THE ROSTER OF LICENSED GENERAL CONTRACTORS AND TO MAKE OTHER CONFORMING AND TECHNICAL CHANGES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

By Representative R. Hunter for the Committee on Judiciary II:

S.B. 971, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM LAWFUL CAPACITY OF TEAR GAS CONTAINERS FOR USE BY INDIVIDUALS FOR SELF-DEFENSE PURPOSES, with a favorable report.

RE-REFERRAL

On motion of Representative R. Hunter, pursuant to Rule 39.2, **S.B. 118**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE PROCESS OF APPEALING UNDER THE STATE PERSONNEL ACT CERTAIN PERSONNEL DECISIONS OF LOCAL APPOINTING AUTHORITIES, is withdrawn from the Committee on Judiciary II and re-referred to the Committee on Judiciary III.

CALENDAR (continued)

Committee Substitute No. 2 for **H.B. 551**, A BILL TO BE ENTITLED AN ACT TO IMPOSE CONDITIONS FOR THE RESTORATION OR CONTINUED ENJOYMENT OF A DRIVING PRIVILEGE AFTER A CONVICTION FOR DRIVING WHILE IMPAIRED OR DRIVING WHILE A PROVISIONAL LICENSEE AFTER CONSUMING DRUGS OR ALCOHOL, AND TO PROMOTE COMPLIANCE WITH THESE CONDITIONS.

Representative Alexander offers Amendment No. 1 which is adopted.

REPRESENTATIVE COLTON, SPEAKER PRO TEMPORE, PRESIDING.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barnhill, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Crawford, Culp, Culpepper, Cummings, Cunningham,

Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, Mercer, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright – 102.

Voting in the negative: None.

Excused absences: Representatives Alphin, Barbee, and Nichols – 3.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Redwine for the Committee on Business and Labor:

S.B. 657, A BILL TO BE ENTITLED AN ACT TO REQUIRE JOB LISTING SERVICES TO SECURE A BOND AS A CONDITION OF LICENSURE, with a favorable report, as amended.

CALENDAR (continued)

Committee Substitute No. 2 for **H.B. 622**, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE LAWS RELATING TO NORTH CAROLINA'S MONITORING OF INSURANCE COMPANY FINANCES AND THE PRESERVATION OF INSURANCE COMPANY SOLVENCY, TO MAINTAIN NORTH CAROLINA'S ACCREDITATION BY THE NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS, AND TO ESTABLISH A FEE FOR THE ACCREDITATION AND RENEWAL OF ACCREDITATION OF REINSURANCE COMPANIES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Crawford, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Dickson, Dockham, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, Mercer, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nye, Oldham, C. Preston, J. Preston, Ramsey, Richardson, Russell, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright – 101.

Voting in the negative: None.

Excused absences: Representatives Alphin, Barbee, and Nichols – 3.

Committee Substitute for **H.B. 1016**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE GENERAL DRIVERS LICENSE RENEWAL CYCLE FROM FOUR TO FIVE YEARS AND TO MAKE UNIFORM THE REQUIREMENTS FOR OBTAINING A DRIVERS LICENSE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Crawford, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Howard, Jack Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, Mercer, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Oldham, C. Preston, J. Preston, Ramsey, Richardson, Rogers, Russell, Smith, Spears, Stamey, Sutton, Tallent, G. Thompson, Wainwright, Warner, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright – 96.

Voting in the negative: Representatives Diamont and Weatherly – 2.

Excused absences: Representatives Alphin, Barbee, and Nichols – 3.

H.B. 914, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA STATE BOARD OF DENTAL EXAMINERS TO COLLECT A SPECIAL FEE FROM NORTH CAROLINA LICENSED DENTISTS, WITH THE RESULTING FUNDS TO BE USED TO PAY EXPENSES OF NEWLY AUTHORIZED STATE-SANCTIONED PEER REVIEW ORGANIZATIONS TO OPERATE PROGRAMS FOR IMPAIRED DENTISTS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barnhill, Beall, Berry, Black, Bowman, Braswell, Brawley, D. Brown, Brubaker, Burton, Church, Cole, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Diamont, Dickson, Dockham, Easterling, Edwards, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Lee, Lemmond, Luebke, McAllister, McCombs, McCrary, McLawhorn, Mercer, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nye, Oldham, C. Preston, J. Preston, Ramsey, Richardson, Rogers, Russell, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Weatherly, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright – 91.

Voting in the negative: None.

Excused absences: Representatives Alphin, Barbee, and Nichols – 3.

House Committee Substitute for **S.B. 834**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROCEDURE FOR FORECLOSURE UNDER POWER OF SALE AND TO ESTABLISH A NEW UPSET BID PROCEDURE.

Representative Braswell offers Amendment No. 1.

On motion of the Chair, the bill with pending amendment is temporarily displaced.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative Rogers, Acting Chair for the Committee on Local and Regional Government I:

Committee Substitute for **H.B. 339**, A BILL TO BE ENTITLED AN ACT TO AMEND THE MONETARY LIMITS FOR PURPOSES OF COMPLYING WITH FORMAL BIDDING REQUIREMENTS BY THE CITY OF GREENSBORO, with recommendation that the House concur.

The committee substitute bill is placed on the Calendar for June 10.

S.B. 649, A BILL TO BE ENTITLED AN ACT TO UPDATE A LOCAL ACT WHICH ALLOWS THE CITY OF RALEIGH TO HAVE A SUBCOMMITTEE ISSUE CERTIFICATES OF APPROPRIATENESS, with a favorable report.

S.B. 711, A BILL TO BE ENTITLED AN ACT TO CONFIRM THE CORPORATE LIMITS OF THE TOWN OF TROY, AND MODIFY THE LAWS RELATING TO SATELLITE ANNEXATION WHICH APPLY TO THAT TOWN, with a favorable report.

S.B. 730, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF FRANKLINTON, with a favorable report.

S.B. 851, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE VACANT OFFICE OF CORONER IN SCOTLAND COUNTY, with a favorable report.

CALENDAR (continued)

SPEAKER BLUE PRESIDING.

Committee Substitute for **H.B. 843**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF REVENUE TO INCLUDE IN ITS BIENNIAL TAX EXPENDITURE REPORT ESTIMATES OF THE AMOUNT BY WHICH EACH TAX EXPENDITURE REDUCES STATE REVENUES AND TO SEND A

COPY OF THE REPORT TO EACH LEGISLATOR, passes its second reading, by electronic vote (97–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 1150**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO OBTAIN THE CONSENT OF A MUNICIPALITY BEFORE A STATE HIGHWAY SYSTEM ROAD WITHIN ONE MILE OF THE MUNICIPALITY'S LIMITS IS ABANDONED, CLOSED, OR MADE PRIVATE; AND TO AUTHORIZE THE MUNICIPALITY TO ASSUME MAINTENANCE OF THE ROAD.

On motion of Representative Richardson, consideration of the bill is postponed until June 10.

S.B. 519, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE ENFORCEMENT OF THE NORTH CAROLINA LIMING MATERIALS AND LANDPLASTER ACT, passes its second reading, by electronic vote (97–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 550, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA COMMERCIAL FERTILIZER LAW.

On motion of Representative James, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (100–0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

H.B. 998, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DUMPING OF TRASH ON THE PROPERTY OF ANOTHER, TO DOUBLE THE MINIMUM FINES FOR LITTERING OFFENSES, AND TO AUTHORIZE COUNTIES TO OFFER REWARDS TO APPREHEND FELONY LITTERERS.

On motion of Representative Holt, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (99–2), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Smith and without objection, **S.B. 876**, A BILL TO BE ENTITLED AN ACT TO AMEND THE REGIONAL RECIPROCAL BANKING ACT AND TO PROVIDE FOR

NATIONWIDE INTERSTATE BANKING, is withdrawn from the Calendar of June 10 and placed on the Calendar of June 14.

CALENDAR (continued)

S.B. 834, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROCEDURE FOR FORECLOSURE UNDER POWER OF SALE AND TO ESTABLISH A NEW UPSET BID PROCEDURE, which was temporarily displaced with pending Amendment No. 1, is before the Body.

A division having been called, Amendment No. 1 fails of adoption by electronic vote (39–68).

The bill passes its second reading, by electronic vote (96–11), and there being no objection is read a third time.

On motion of Representative Mavretic, the bill is withdrawn from the Calendar and placed on the Calendar of June 10.

On motion of Representative Jack Hunt, seconded by Representative McAllister, the House adjourns at 4:10 p.m. to reconvene June 10 at 1:00 p.m.

EIGHTIETH DAY

HOUSE OF REPRESENTATIVES
Thursday, June 10, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 9 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Alphin, Barbee, Brubaker, Esposito, R. Hunter, James, Kinney, Nichols, Robinson, and Stamey for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 519, AN ACT TO IMPROVE THE ENFORCEMENT OF THE NORTH CAROLINA LIMING MATERIALS AND LANDPLASTER ACT. (CHAPTER 144)

H.B. 558, AN ACT TO CLARIFY THE EMPLOYMENT STATUS OF SELECT STAFF IN THE DEPARTMENT OF COMMUNITY COLLEGES. (CHAPTER 145)

H.B. 569, AN ACT TO AMEND THE VITAL RECORDS LAW TO AVOID UNLAWFUL DUPLICATION. (CHAPTER 146)

H.B. 981, AN ACT TO PROVIDE FOR A VOLUNTARY PROGRAM FOR THE CERTIFICATION OF ORGANICALLY PRODUCED AGRICULTURAL PRODUCTS. (CHAPTER 147)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Hackney, Vice Chair for the Committee on Judiciary I:

S.B. 613, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF ELECTION OF THE CHARLOTTE-MECKLENBURG BOARD OF EDUCATION TO PROVIDE FOR DISTRICT AND AT-LARGE ELECTION, WITH NONPARTISAN PLURALITY ELECTIONS IN THE ODD-NUMBERED YEAR, AND TO USE THE SAME DISTRICTS FOR ELECTION OF THE MECKLENBURG COUNTY BOARD OF COMMISSIONERS, ALL SUBJECT TO A REFERENDUM, with a favorable report, as amended.

S.B. 702, A BILL TO BE ENTITLED AN ACT TO REVISE THE MANNER OF ELECTION OF THE TOWN OF ST. PAULS, with a favorable report.

By Representative Barnes for the Committee on Education:

H.B. 1408, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE PUBLIC SCHOOLS TO PROVIDE INSTRUCTION IN AMERICAN ETHICS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

Committee Substitute for **S.B. 385**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO CONSIDER A LATERAL ENTRY PROCESS FOR SCHOOL ADMINISTRATORS, with a favorable report.

Committee Substitute for **S.B. 386**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO REPLACE CURRENT SCHOOL TENURE LAWS WITH LAWS AND REGULATIONS THAT PROVIDE PROTECTION FOR SCHOOL ADMINISTRATORS FROM ARBITRARY OR CAPRICIOUS ACTION BY A SUPERVISOR, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for June 15. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 884, A BILL TO BE ENTITLED AN ACT TO ALLOW SCHOOL SUPERINTENDENTS TO CHOOSE NOT TO PUT ALL LETTERS OF COMPLAINTS IN TEACHERS' PERSONNEL FILES, with a favorable report.

By Representative Gottovi for the Committee on Environment:

Senate Committee Substitute for **H.B. 101**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CURRENT ENERGY POLICY FOR STATE GOVERNMENT TO APPLY TO THE CONSTRUCTION, OPERATION, AND RENOVATION OF STATE FACILITIES AND TO THE PURCHASE, OPERATION, AND MAINTENANCE OF EQUIPMENT FOR SUCH FACILITIES, with recommendation that the House do not concur; request conferees.

Without objection, the bill is placed on today's Calendar.

Committee Substitute for **S.B. 53**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY THAT A COUNTY OR CITY HAS TO REQUIRE PARTICIPATION IN A RECYCLING PROGRAM, with a favorable report.

Committee Substitute for **S.B. 90**, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE SOURCE REDUCTION OF WASTE IN STATE PURCHASING, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for June 15. The Senate committee substitute bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 821**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CURRENT PROCEDURE FOR THE REGISTRATION OF WATER WITHDRAWALS TO MAKE THE PROCEDURE MORE EFFECTIVE, TO PROVIDE MORE USEFUL INFORMATION, AND TO IMPOSE A LATE PAYMENT FEE FOR LATE REGISTRATIONS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Hightower for the Committee on State Government:

H.B. 1466, A BILL TO BE ENTITLED AN ACT TO CREATE THE WESTERN NORTH CAROLINA REGIONAL ECONOMIC DEVELOPMENT COMMISSION AND TO APPROPRIATE FUNDS FOR ITS ACTIVITIES, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 1018, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT REAL ESTATE MORTGAGE INVESTMENT CONDUITS

WILL BE TREATED AS PASS-THROUGH ENTITIES FOR STATE TAX PURPOSES TO THE SAME EXTENT AS UNDER THE FEDERAL TAX LAW, is read the first time and referred to the Committee on Finance.

S.B. 1148, A BILL TO BE ENTITLED AN ACT TO MAKE PROVISIONS WHICH AFFECT THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN, is read the first time and referred to the Committee on Appropriations.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced, read the first time and referred to committee:

By Representative Edwards:

H.J.R. 1496, A JOINT RESOLUTION HONORING THE LATE S. R. "BUD" FOWLE, FORMER MAYOR OF THE CITY OF WASHINGTON, AND RECOGNIZING THE CITY ON BEING NAMED AN ALL AMERICA CITY, is referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 870,** A BILL TO BE ENTITLED AN ACT TO EXEMPT WATAUGA COUNTY FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING A ZONING ORDINANCE FOR WATER SUPPLY WATERSHED PROTECTION.

On motion of Representative Wilmoth, the House concurs in the Senate amendment and the bill is ordered enrolled.

Committee Substitute for **H.B. 339,** A BILL TO BE ENTITLED AN ACT TO AMEND THE MONETARY LIMITS FOR PURPOSES OF COMPLYING WITH FORMAL BIDDING REQUIREMENTS BY THE CITY OF GREENSBORO.

On motion of Representative Gist, the House concurs in Senate Amendment No. 1.

On motion of Representative Gist, the House concurs in Senate Amendment No. 2. This amendment changes the title.

The bill is ordered enrolled.

SUSPENSION OF RULE

On motion of Representative Gottovi, Rule 5(10) is suspended and Senate Committee Substitute for **H.B. 101,** A BILL TO BE ENTITLED AN ACT TO EXPAND THE CURRENT ENERGY POLICY FOR STATE GOVERNMENT TO APPLY TO THE CONSTRUCTION, OPERATION, AND RENOVATION OF STATE FACILITIES AND TO THE PURCHASE, OPERATION, AND

MAINTENANCE OF EQUIPMENT FOR SUCH FACILITIES, is placed before the Body for immediate consideration.

Representative Gottovi moves that the House do not concur in the Senate committee substitute.

On motion of the Chair, the bill is temporarily displaced.

CALENDAR (continued)

House Committee Substitute for **S.B. 767**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORITY OF MECKLENBURG COUNTY AND THE CITY OF CHARLOTTE TO UNDERTAKE LOCAL DEVELOPMENT ACTIVITIES, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barnhill, Beall, Berry, Black, Bowen, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Diamont, Dockham, Easterling, Edwards, Fitch, Flaherty, Fussell, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hensley, Hightower, Hill, Holt, Howard, Judy Hunt, H. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nye, Oldham, J. Preston, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stewart, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 88.

Voting in the negative: Representative P. Wilson.

Excused absences: Representatives Alphin, Barbee, Brubaker, Esposito, R. Hunter, James, Kinney, Nichols, Robinson, and Stamey - 10.

S.B. 711, A BILL TO BE ENTITLED AN ACT TO CONFIRM THE CORPORATE LIMITS OF THE TOWN OF TROY, AND MODIFY THE LAWS RELATING TO SATELLITE ANNEXATION WHICH APPLY TO THAT TOWN, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Diamont, Dockham, Easterling, Edwards, Ellis, Fitch, Flaherty, Fussell, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hensley, Hightower, Hill, Holmes, Holt, Howard, Judy Hunt, H. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nye, Oldham, C. Preston, J. Preston, Redwine, Richardson, Rogers, Russell,

Smith, Spears, Stewart, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 95.

Voting in the negative: None.

Excused absences: Representatives Alphin, Barbee, Brubaker, Esposito, R. Hunter, James, Kinney, Nichols, Robinson, and Stamey - 10.

S.B. 730, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF FRANKLINTON, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Diamont, Dockham, Easterling, Edwards, Ellis, Fitch, Flaherty, Fussell, Gardner, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Ives, Jarrell, Jeffus, Jenkins, Joye, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nye, Oldham, C. Preston, J. Preston, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stewart, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 93.

Voting in the negative: Representatives Hensley and H. Hunter - 2.

Excused absences: Representatives Alphin, Barbee, Brubaker, Esposito, R. Hunter, James, Kinney, Nichols, Robinson, and Stamey - 10.

S.B. 649, A BILL TO BE ENTITLED AN ACT TO UPDATE A LOCAL ACT WHICH ALLOWS THE CITY OF RALEIGH TO HAVE A SUBCOMMITTEE ISSUE CERTIFICATES OF APPROPRIATENESS.

On motion of Representative Fussell and without objection, consideration of the bill is postponed until June 15.

S.B. 851, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE VACANT OFFICE OF CORONER IN SCOTLAND COUNTY, passes its second reading.

Representative DeVane objects to the third reading. The bill remains on the Calendar.

Committee Substitute No. 2 for **H.B. 551**, A BILL TO BE ENTITLED AN ACT TO IMPOSE CONDITIONS FOR THE RESTORATION OR CONTINUED ENJOYMENT OF A DRIVING PRIVILEGE AFTER A CONVICTION FOR DRIVING WHILE IMPAIRED OR DRIVING WHILE A PROVISIONAL LICENSEE AFTER CONSUMING DRUGS OR ALCOHOL, AND TO PROMOTE COMPLIANCE WITH THESE CONDITIONS.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barnhill, Beall, Berry, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Fitch, Flaherty, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Howard, Jack Hunt, H. Hunter, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nye, Oldham, J. Preston, Richardson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 90.

Voting in the negative: None.

Excused absences: Representatives Alphin, Barbee, Brubaker, Esposito, R. Hunter, James, Kinney, Nichols, Robinson, and Stamey - 10.

Committee Substitute No. 2 for **H.B. 622**, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE LAWS RELATING TO NORTH CAROLINA'S MONITORING OF INSURANCE COMPANY FINANCES AND THE PRESERVATION OF INSURANCE COMPANY SOLVENCY, TO MAINTAIN NORTH CAROLINA'S ACCREDITATION BY THE NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS, AND TO ESTABLISH A FEE FOR THE ACCREDITATION AND RENEWAL OF ACCREDITATION OF REINSURANCE COMPANIES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barnhill, Beall, Berry, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Dickson, Dockham, Easterling, Edwards, Ellis, Fitch, Flaherty, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLawhorn, Mercer, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 95.

Voting in the negative: None.

Excused absences: Representatives Alphin, Barbee, Brubaker, Esposito, R. Hunter, James, Kinney, Nichols, Robinson, and Stamey - 10.

Committee Substitute for **H.B. 1016**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE GENERAL DRIVERS LICENSE RENEWAL CYCLE FROM FOUR TO FIVE YEARS AND TO MAKE UNIFORM THE REQUIREMENTS FOR OBTAINING A DRIVERS LICENSE, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barnhill, Beall, Berry, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Diamont, Dickson, Dockham, Easterling, Edwards, Ellis, Fitch, Flaherty, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 98.

Voting in the negative: Representative Weatherly.

Excused absences: Representatives Alphin, Barbee, Brubaker, Esposito, R. Hunter, James, Kinney, Nichols, Robinson, and Stamey - 10.

H.B. 914, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA STATE BOARD OF DENTAL EXAMINERS TO COLLECT A SPECIAL FEE FROM NORTH CAROLINA LICENSED DENTISTS, WITH THE RESULTING FUNDS TO BE USED TO PAY EXPENSES OF NEWLY AUTHORIZED STATE-SANCTIONED PEER REVIEW ORGANIZATIONS TO OPERATE PROGRAMS FOR IMPAIRED DENTISTS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barnhill, Beall, Berry, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Colton, Crawford, Culp, Culpepper, Cummings, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Fitch, Flaherty, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 92.

Voting in the negative: None

Excused absences: Representatives Alphin, Barbee, Brubaker, Esposito, R. Hunter, James, Kinney, Nichols, Robinson, and Stamey – 10.

S.B. 483, A BILL TO BE ENTITLED AN ACT TO ENACT ARTICLE 4A OF THE UNIFORM COMMERCIAL CODE AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Diamont, Dickson, Dockham, Easterling, Edwards, Fitch, Flaherty, Gamble, Gardner, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright – 96.

Voting in the negative: None.

Excused absences: Representatives Alphin, Barbee, Brubaker, Esposito, R. Hunter, James, Kinney, Nichols, Robinson, and Stamey – 10.

House Committee Substitute for **S.B. 834**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROCEDURE FOR FORECLOSURE UNDER POWER OF SALE AND TO ESTABLISH A NEW UPSET BID PROCEDURE.

Representative Braswell offers Amendment No. 2 which is adopted by electronic vote (93–3).

The bill, as amended, passes its third reading, by electronic vote (90–3), and is ordered engrossed and sent to the Senate.

Committee Substitute for **H.B. 1150**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO OBTAIN THE CONSENT OF A MUNICIPALITY BEFORE A STATE HIGHWAY SYSTEM ROAD WITHIN ONE MILE OF THE MUNICIPALITY'S LIMITS IS ABANDONED, CLOSED, OR MADE PRIVATE; AND TO AUTHORIZE THE MUNICIPALITY TO ASSUME MAINTENANCE OF THE ROAD.

On motion of Representative Richardson and without objection, consideration of the bill is postponed until June 17.

Committee Substitute for **H.B. 1049**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW CONCERNING ASSAULTS ON

GOVERNMENTAL OFFICERS AND EMPLOYEES TO INCLUDE COMPANY POLICE OFFICERS AND CAMPUS POLICE OFFICERS, passes its second reading, by electronic vote (96–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Senate Committee Substitute for **H.B. 101**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CURRENT ENERGY POLICY FOR STATE GOVERNMENT TO APPLY TO THE CONSTRUCTION, OPERATION, AND RENOVATION OF STATE FACILITIES AND TO THE PURCHASE, OPERATION, AND MAINTENANCE OF EQUIPMENT FOR SUCH FACILITIES, which was temporarily displaced with a motion not to concur in the Senate committee substitute pending, is before the Body.

The motion not to concur carries, by electronic vote (94–5), and conferees are requested.

S.B. 536, A BILL TO BE ENTITLED AN ACT TO CHANGE THE DATE FOR PUBLICATION OF THE ROSTER OF LICENSED GENERAL CONTRACTORS AND TO MAKE OTHER CONFORMING AND TECHNICAL CHANGES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its second reading, by electronic vote (101–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 971, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM LAWFUL CAPACITY OF TEAR GAS CONTAINERS FOR USE BY INDIVIDUALS FOR SELF-DEFENSE PURPOSES, passes its second reading, by electronic vote (102–1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 657, A BILL TO BE ENTITLED AN ACT TO REQUIRE JOB LISTING SERVICES TO SECURE A BOND AS A CONDITION OF LICENSURE.

On motion of Representative Redwine, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowie, Bowman, Braswell, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Diamont, Dickson, Dockham, Easterling, Edwards, Ellis, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, Ives, Jarrell, Jeffus, Jenkins, Joye, Kennedy, Kuczmarski, Lee, Lemmond,

Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, B. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, C. Wilson, P. Wilson, Wood, and Wright - 99.

Voting in the negative: None.

Excused absences: Representatives Alphin, Barbee, Brubaker, Esposito, R. Hunter, James, Kinney, Nichols, Robinson, and Stamey - 10.

CONFEREES APPOINTED

The Speaker announces the following conferees on Senate Committee Substitute for **H.B. 101**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CURRENT ENERGY POLICY FOR STATE GOVERNMENT TO APPLY TO THE CONSTRUCTION, OPERATION, AND RENOVATION OF STATE FACILITIES AND TO THE PURCHASE, OPERATION, AND MAINTENANCE OF EQUIPMENT FOR SUCH FACILITIES: Representatives Bowman, DeVane, B. Miller, Creech, Hackney, Culp, and Luebke.

The Senate is so notified by Special Message.

CONFIRMATION OF STATE PERSONNEL COMMISSION

Representative Fussell sends forth the following report concerning confirmation of the Governor's appointment to the State Personnel Commission.

June 9, 1993

The Speaker and Members of the House
North Carolina General Assembly
State Legislative Building
Raleigh, NC 27601

Dear Mr. Speaker and Members of the House:

In compliance with the provisions of G.S. 126-2 requiring appointees to the State Personnel Commission to be confirmed by the General Assembly, Governor Hunt has submitted his appointee, Mr. Thomas C. Sobol, Jr., for confirmation. The Governor has appointed Mr. Sobol to replace Mr. Garland Edwards. This term will begin immediately and will expire on June 30, 1993. Additionally the Governor has appointed Mr. Sobol to a full term which begins on July 1, 1993, and expires on June 30, 1999.

The House Committee on Public Employees has considered the appointment and makes the following recommendation to the General Assembly:

That the appointment of Thomas C. Sobol, Jr., to the State Personnel Commission begin immediately and expiring June 30, 1993, be confirmed and that the appointment of Thomas C. Sobol, Jr., to the

State Personnel Commission beginning July 1, 1993, and expiring June 30, 1999, be confirmed.

Respectfully submitted,
S/ Aaron E. Fussell, Chairman
House Committee on
Public Employees

On motion of Representative Fussell, the House confirms the appointment of Thomas C. Sobol, Jr., as a member of the State Personnel Commission by electronic vote (103–0).

The Senate is so notified by Special Message.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate.

S.J.R. 1160, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF JOHN THOMAS MADE BY THE GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION.

On motion of the Chair and without objection, the rules are suspended and the resolution is placed before the House for immediate consideration.

The resolution passes its second reading, by electronic vote (100–0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate.

S.J.R. 1161, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF JUDY FRANCES HUNT MADE BY THE GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION.

On motion of the Chair and without objection, the rules are suspended and the resolution is placed before the House for immediate consideration.

The resolution passes its second reading, by electronic vote (103–0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate.

S.J.R. 1162, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF RALPH A. HUNT MADE BY THE GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION.

On motion of the Chair and without objection, the rules are suspended and the resolution is placed before the House for immediate consideration.

The resolution passes its second reading, by electronic vote (99–0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

On motion of Representative Jack Hunt, seconded by Representative Fussell, the House adjourns at 2:42 p.m. to reconvene Monday, June 14, 1993, 8:00 at p.m.

EIGHTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Monday, June 14, 1993

The House meets at 8:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

The Speaker leads the members in the Pledge of Allegiance.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 10 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barbee and Richardson for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Ramsey for the Committee on Financial Institutions:

H.B. 271, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO DIRECT THE GOVERNOR TO STUDY THE ORGANIZATION OF STATE AGENCIES THAT REGULATE FINANCIAL INSTITUTIONS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re–referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re–referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

H.B. 473, A BILL TO BE ENTITLED AN ACT TO SEPARATE THE REAL ESTATE APPRAISAL BOARD FROM THE REAL ESTATE COMMISSION, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 513**, A BILL TO BE ENTITLED AN ACT TO AMEND THE BANKING LAWS, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for June 16. The Senate committee substitute bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 936**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NATIONWIDE INTERSTATE BRANCH BANKING AND SAVINGS AND LOAN AND SAVINGS BANK BRANCHING, with a favorable report.

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 466, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAYNE AND SAMPSON COUNTIES AND THE CITY OF CLINTON TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, with recommendation that the House concur.

The bill is placed on the Calendar for June 15.

Committee Substitute for **S.B. 1139**, A BILL TO BE ENTITLED AN ACT TO INCREASE FEES IN THE GENERAL COURT OF JUSTICE, TO ESTABLISH THE PERCENTAGE RATES FOR THE PUBLIC UTILITY REGULATORY FEE AND THE INSURANCE REGULATORY CHARGE, AND TO PROVIDE FOR HEARINGS FOR PERSONS WHO FAIL TO APPEAR IN CRIMINAL COURT, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.

On motion of Representative Hackney and without objection, the House committee substitute bill is re-referred to the Committee on Appropriations. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Jeffus for the Permanent Subcommittee on Aging of the Standing Committee on Health and Human Services, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 740, A BILL TO BE ENTITLED AN ACT TO ADD A RELATIVE OF A NURSING HOME PATIENT TO THE NURSING HOME

PENALTY REVIEW COMMITTEE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for June 16. The original bill is placed on the Unfavorable Calendar.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 10, 1993

Mr. Speaker:

It is ordered that a message be sent to your Honorable Body notifying you of the confirmation by the Senate, pursuant to G.S. 126-2, of THOMAS C. SOBOL, JR., appointed by the Governor, to the State Personnel Commission, for a term to replace Mr. Garland Edwards to begin immediately and to expire June 30, 1993; and for a full term which begins July 1, 1993, and expires June 30, 1999.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 385**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE BLOOD ALCOHOL CONTENT FOR DRIVING WHILE IMPAIRED AND RELATED OFFENSES FROM 0.10 TO 0.08; TO REDUCE THE MINIMUM BLOOD ALCOHOL CONTENT NECESSARY FOR AN IMMEDIATE TEN-DAY REVOCATION OF DRIVING PRIVILEGES FROM 0.10 TO 0.08; TO REDUCE THE BLOOD ALCOHOL LEVEL TO BE CONSIDERED AS SLIGHT IMPAIRMENT FROM 0.11 TO 0.09; TO MAKE THE RESULTS OF A FIRST BREATH TEST ADMISSIBLE UNDER CERTAIN CIRCUMSTANCES; TO CHANGE THE METHOD OF CALCULATING THE REVOCATION OF A PROVISIONAL LICENSEE'S LICENSE FOR CERTAIN ALCOHOL-RELATED OFFENSES; AND TO PROVIDE CLARIFICATION ABOUT WHEN A PRIOR CONVICTION FOR DRIVING WHILE IMPAIRED CAN BE USED FOR AGGRAVATION PURPOSES, is returned for concurrence in Senate committee substitute, which changes the title, and placed on the Calendar for June 15.

Senate Committee Substitute for **H.B. 665**, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE REGULATION OF CREDIT INSURANCE AND LOWER PREMIUM RATES CHARGED FOR CREDIT INSURANCE, is returned for concurrence in Senate committee substitute and referred to the Committee on Financial Institutions.

Committee Substitute for **H.B. 881**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH SEASONS FOR HUNTING AND TRAPPING

FOXES IN GRANVILLE COUNTY AND TO ESTABLISH SEASONS FOR HUNTING AND TRAPPING FOXES IN BRUNSWICK COUNTY, is returned for concurrence in Senate amendment and placed on the Calendar for June 15.

Senate Committee Substitute for **H.B. 1077**, A BILL TO BE ENTITLED AN ACT TO DEFINE SEPTAGE, TO CLARIFY WHEN CHEMICAL OR PORTABLE TOILETS MAY BE USED, AND TO MAKE TECHNICAL AND CONFORMING CORRECTIONS, is returned for concurrence in Senate committee substitute and placed on the Calendar for June 15.

Senate Committee Substitute for **H.B. 1119**, A BILL TO BE ENTITLED AN ACT REGARDING THE ESTABLISHMENT OF PATERNITY OF A CHILD BY AFFIDAVIT, CHANGING THE LAWS OF EVIDENCE RELATING TO PATERNITY TESTING IN CIVIL ACTIONS, AND GIVING PRIORITY TO THE TRIAL OF PATERNITY ACTIONS, is returned for concurrence in Senate committee substitute and referred to the Committee on Courts and Justice.

Committee Substitute for **S.B. 621**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE FEES FOR REGISTRANTS UNDER THE CONTROLLED SUBSTANCES ACT, is read the first time and referred to the Committee on Judiciary I.

S.B. 706, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF WRIGHTSVILLE BEACH TO PROVIDE, BY ORDINANCE, THAT THE OWNER OF THE PROPERTY SERVED IS LEGALLY RESPONSIBLE FOR WATER, SEWER, AND SOLID WASTE FEES AND TO IMPOSE A LIEN AGAINST THE PROPERTY SERVED IN THE CASE OF NONPAYMENT, is read the first time and referred to the Committee on Finance.

S.B. 1019, A BILL TO BE ENTITLED AN ACT TO FACILITATE VOLUNTARY ADDITIONS TO THE EXTRATERRITORIAL JURISDICTION AND TO PERMIT ADDITIONAL VOLUNTARY ANNEXATIONS TO THE TOWN OF APEX, is read the first time and referred to the Committee on Local and Regional Government I.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Stamey for the Committee on Transportation:

S.B. 563, A BILL TO BE ENTITLED AN ACT TO EXTEND THE EXPIRATION DATE FOR PRIVATE CONTRACT PARTICIPATION BY THE DEPARTMENT OF TRANSPORTATION, with a favorable report.

By Representative R. Hunter for the Committee on Judiciary II:

H.B. 849, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO PLACE THE APPLICANT'S RACE ON THE DRIVERS LICENSE, with a favorable report.

Committee Substitute for **S.B. 30**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A GENERAL MISDEMEANOR TO COMMIT AN ASSAULT ON A SPORTS OFFICIAL, with a favorable report, as amended.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 536, AN ACT TO CHANGE THE DATE FOR PUBLICATION OF THE ROSTER OF LICENSED GENERAL CONTRACTORS AND TO MAKE OTHER CONFORMING AND TECHNICAL CHANGES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION. (CHAPTER 148)

S.B. 772, AN ACT CLARIFYING THE AUTHORITY OF THE CITIES TO PERMIT THE CLOSING OF UNOPENED STREETS, THE RETENTION OF UTILITY EASEMENTS, AND THE DIVISION OF RIGHT-OF-WAY IN TYPICAL STREET CLOSINGS, AND ESTABLISHING PROCEDURES FOR APPEALS OF STREET CLOSINGS. (CHAPTER 149)

S.B. 955, AN ACT TO AUTHORIZE A METHOD FOR PARENTS TO AUTHORIZE CONSENT BY ANOTHER FOR HEALTH CARE FOR THE PARENTS' MINOR CHILD. (CHAPTER 150)

S.B. 971, AN ACT TO INCREASE THE MAXIMUM LAWFUL CAPACITY OF TEAR GAS CONTAINERS FOR USE BY INDIVIDUALS FOR SELF- DEFENSE PURPOSES. (CHAPTER 151)

H.B. 210, AN ACT TO PROTECT THE CONFIDENTIALITY OF HOTLINE COMPLAINTS THAT THE AUDITOR TRANSMITS TO THE GENERAL ASSEMBLY FOR INVESTIGATION. (CHAPTER 152)

H.B. 339, AN ACT TO AMEND THE MONETARY LIMITS FOR PURPOSES OF COMPLYING WITH FORMAL BIDDING REQUIREMENTS BY THE CITY OF GREENSBORO AND TO ALLOW ALAMANCE COUNTY TO ENTER INTO CONTRACTS TO REPAIR THE ALAMANCE COUNTY COURTHOUSE. (CHAPTER 153)

H.B. 803, AN ACT TO EXEMPT THE TOWN OF DENTON FROM CERTAIN ZONING NOTICE REQUIREMENTS. (CHAPTER 154)

H.B. 817, AN ACT TO REMOVE THE STATE AUDITOR FROM THE STATE FIRE AND RESCUE COMMISSION. (CHAPTER 155)

H.B. 870, AN ACT TO EXEMPT WATAUGA COUNTY FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING A ZONING ORDINANCE FOR WATER SUPPLY WATERSHED PROTECTION. (CHAPTER 156)

S.J.R. 1160, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF JOHN THOMAS

MADE BY THE GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION. (RESOLUTION 16)

S.J.R. 1161, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF JUDY FRANCES HUNT MADE BY THE GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION. (RESOLUTION 17)

S.J.R. 1162, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF RALPH A. HUNT MADE BY THE GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION. (RESOLUTION 18)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representatives Diamont and Nesbitt for the Committee on Appropriations:

S.B. 1057, A BILL TO BE ENTITLED AN ACT CONCERNING FUNDING OF PUBLIC SCHOOLS IN GUILFORD COUNTY, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

On motion of Representative Nesbitt, the House committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

CALENDAR

Action is taken on the following:

S.B. 711, A BILL TO BE ENTITLED AN ACT TO CONFIRM THE CORPORATE LIMITS OF THE TOWN OF TROY, AND MODIFY THE LAWS RELATING TO SATELLITE ANNEXATION WHICH APPLY TO THAT TOWN, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnhill, Beall, Berry, Black, Bowen, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gardner, Gottovi, Grady, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Howard, Jack Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, Mercer, Michaux, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Rogers, Russell, Smith, Spears, Sutton, Tallent, G. Thompson, Wainwright, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wright – 94.

Voting in the negative: None.

Excused absences: Representatives Barbee and Richardson – 2.

S.B. 730, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF FRANKLINTON, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Flaherty, Fussell, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Howard, Jack Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Redwine, Rogers, Russell, Smith, Spears, Sutton, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, and Wright – 97.

Voting in the negative: None.

Excused absences: Representatives Barbee and Richardson – 2.

S.B. 851, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE VACANT OFFICE OF CORONER IN SCOTLAND COUNTY.

On motion of Representative DeVane and without objection, consideration of the bill is postponed until June 16.

S.B. 702, A BILL TO BE ENTITLED AN ACT TO REVISE THE MANNER OF ELECTION OF THE TOWN OF ST. PAULS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

House Committee Substitute for **S.B. 1057**, A BILL TO BE ENTITLED AN ACT CONCERNING FUNDING OF PUBLIC SCHOOLS IN GUILFORD COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

Committee Substitute for **S.B. 613**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF ELECTION OF THE CHARLOTTE-MECKLENBURG BOARD OF EDUCATION TO PROVIDE FOR DISTRICT AND AT-LARGE ELECTION, WITH NONPARTISAN PLURALITY ELECTIONS IN THE ODD-NUMBERED YEAR, AND TO USE THE SAME DISTRICTS FOR ELECTION OF THE MECKLENBURG COUNTY BOARD OF COMMISSIONERS, ALL SUBJECT TO A REFERENDUM.

On motion of Representative Lemmond, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (76–35), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

S.B. 483, A BILL TO BE ENTITLED AN ACT TO ENACT ARTICLE 4A OF THE UNIFORM COMMERCIAL CODE AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Diamont, Dickson, Dockham, Easterling, Edwards, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Howard, Jack Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Robinson, Rogers, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright – 108.

Voting in the negative: None.

Excused absences: Representatives Barbee and Richardson – 2.

S.B. 657, A BILL TO BE ENTITLED AN ACT TO REQUIRE JOB LISTING SERVICES TO SECURE A BOND AS A CONDITION OF LICENSURE.

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Diamont, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gist, Gottovi, Grady, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Howard, Jack Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston,

Ramsey, Redwine, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, P. Wilson, Wood, and Wright - 110.

Voting in the negative: None.

Excused absences: Representatives Barbee and Richardson - 2.

Committee Substitute No. 2 for **H.B. 681**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE REQUIREMENTS OF THE 1990 AMENDMENTS TO THE FEDERAL CLEAN AIR ACT, TO REPEAL THE EXPIRATION OF A PORTION OF THE PER GALLON FUEL TAX, TO DEDICATE A PORTION OF THE PROCEEDS OF THE TAX TO THE ADMINISTRATION OF THE AIR QUALITY PROGRAM, TO DEDICATE A PORTION OF THE PROCEEDS OF THE TAX TO THE CLEANUP OF LEAKING PETROLEUM UNDERGROUND STORAGE TANKS, AND TO REPEAL THE EXPIRATION OF THE LEAKING PETROLEUM UNDERGROUND STORAGE TANK CLEANUP ACT OF 1988, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnhill, Beall, Berry, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 106.

Voting in the negative: None.

Excused absences: Representatives Barbee and Richardson - 2.

Committee Substitute No. 2 for **H.B. 1061**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LEAKING PETROLEUM UNDERGROUND STORAGE TANK CLEANUP ACT OF 1988 AND TO CLARIFY THE PURPOSES OF THE OIL OR OTHER HAZARDOUS SUBSTANCES POLLUTION PROTECTION FUND.

Representative DeVane offers Amendment No. 1.

Representative DeVane calls the previous question on the amendment and the call is sustained.

Amendment No. 1 is adopted by electronic vote (61-46).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Diamont, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Howard, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCrary, McLaughlin, Mercer, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Redwine, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 106.

Voting in the negative: Representatives Gamble, Lee, McCombs, and Ramsey - 4.

Excused absences: Representatives Barbee, Green, Jack Hunt, and Richardson - 4.

INTRODUCTION OF PAGES

Pages for the week of June 14-18 are introduced to the membership. They are: Jennifer Beaver of Cumberland, Meredith Bolton of Cumberland, Brad Cauthen of Richmond, Drew Davis of Person, Darcy Dockery of Durham, Kimberly Dougherty of Cumberland, Carrie Hayes of Carteret, Michael Herring of Wilson, Vicki Hoglen of Buncombe, Michael Howes of Orange, Lindsay Joyner of Wayne, Lindsay Kolconay of Wake, Garrett Lewis of Pitt, Helen Marrow of Edgecombe, Robert Matthews of Greene, Suzanne Mewborn of Wake, Kristy Nash of Camden, Steven Peeler of Rowan, William Powell of Wake, Shelly Rochelle of Onslow, Latraviette Smith of Wayne, Vernecia Townes of Warren, Matt Vanhoose of Guilford, Stacie Walker of Watauga, Melodee Wallace of Durham, Lisa Whitley of Guilford, Brian Williams of Wake, Ashley Wilson of Mecklenburg, Lori Wilson of Randolph, Lee Winters, Jr. of Beaufort, Jamel Wooten of Craven, and Clark Wyatt of Madison.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Judy Hunt for the Committee on Public Utilities:

Committee Substitute for **S.B. 470**, A BILL TO BE ENTITLED AN ACT TO EXEMPT JOINT MUNICIPAL POWER AGENCIES FROM THE STATE BIDDING LAWS IN THE CONSTRUCTION OF ELECTRIC GENERATION AND TRANSMISSION PROJECTS, with a favorable report.

MESSAGE FROM THE SENATE

The following is received from the Senate:

Committee Substitute No. 2 for **S.B. 11**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A BINDING REFERENDUM ON THE ESTABLISHMENT OF A NORTH CAROLINA STATE LOTTERY, is read the first time and referred to the Committee on Constitutional Amendments and Referenda.

On motion of Representative Stamey, seconded by Representative Creech, the House adjourns at 9:47 p.m. to reconvene June 15 at 1:00 p.m.

EIGHTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Tuesday, June 15, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 14 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Barbee for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 483, AN ACT TO ENACT ARTICLE 4A OF THE UNIFORM COMMERCIAL CODE AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION. (CHAPTER 157)

S.B. 702, AN ACT TO REVISE THE MANNER OF ELECTION OF THE TOWN OF ST. PAULS. (CHAPTER 158)

S.B. 711, AN ACT TO CONFIRM THE CORPORATE LIMITS OF THE TOWN OF TROY, AND MODIFY THE LAWS RELATING TO SATELLITE ANNEXATION WHICH APPLY TO THAT TOWN. (CHAPTER 159)

S.B. 730, AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF FRANKLINTON. (CHAPTER 160)

S.B. 1057, AN ACT CONCERNING FUNDING OF PUBLIC SCHOOLS IN GUILFORD COUNTY. (CHAPTER 161)

H.B. 423, AN ACT DEANNEXING A CERTAIN TRACT OF PROPERTY FROM THE CITY OF BURLINGTON. (CHAPTER 162)

H.B. 495, AN ACT TO MAKE OMNIBUS AND TECHNICAL CHANGES TO THE SAVINGS INSTITUTIONS LAWS. (CHAPTER 163)

H.B. 519, AN ACT TO ELIMINATE ANY AMBIGUITY AS TO THE SCOPE OF INSPECTIONS OF THE BOARD OF MORTUARY AFFAIRS. (CHAPTER 164)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Michaux for the Committee on Judiciary I:

S.B. 422, A BILL TO BE ENTITLED AN ACT REGULATING THE PRACTICE OF ACUPUNCTURE AND ADDING THE PRACTICE OF DIETETICS/NUTRITION TO THE LIST OF PRACTICES THAT ARE NOT CONSIDERED PRACTICING MEDICINE WITHOUT A LICENSE, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Finance.

On motion of Representative Michaux, Committee Amendment No. 1 is adopted. The bill, as amended, is re-referred to the Committee on Finance.

S.B. 1066, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR VOTER PREREGISTRATION OF SIXTEEN- AND SEVENTEEN-YEAR OLDS BY DRIVERS LICENSE EXAMINERS, with a favorable report.

By Representative Hightower for the Committee on State Government:

H.B. 1046, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO UPDATE THE LAWS REGARDING GOVERNMENTAL PURCHASING AND CONTRACTING, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for June 17. The original bill is placed on the Unfavorable Calendar.

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 105, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PROPERTY TAX HOMESTEAD EXEMPTION AMOUNT AND THE INCOME ELIGIBILITY THRESHOLD AND TO PROVIDE THAT SOCIAL SECURITY BENEFITS AND DISABILITY BENEFITS ARE NOT COUNTED IN DETERMINING THE TAXPAYER'S ELIGIBILITY FOR THE HOMESTEAD EXEMPTION, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for June 17. The original bill is placed on the Unfavorable Calendar.

By Representative Lutz for the Committee on Local and Regional Government II:

H.B. 13, A BILL TO BE ENTITLED AN ACT TO RAISE THE FORCE ACCOUNT LIMIT FOR THE CITY OF MOORESVILLE, with a favorable report, as amended.

By Representative Gottovi for the Committee on Environment:

S.B. 991, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO PURSE SEINE OR OPERATE A MENHADEN FISHING VESSEL LICENSED UNDER G. S. 113-152(d) IN THE ATLANTIC OCEAN WITHIN THREE NAUTICAL MILES OF SPECIFIED AREAS IN DARE COUNTY, with a favorable report.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 380**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE BOARD OF ADJUSTMENT OF THE CITY OF NEW BERN TO MAKE DECISIONS UNDER THE CITY'S UNIFIED DEVELOPMENT ORDINANCE BY A CONCURRING THREE-FIFTHS MAJORITY VOTE, is returned for concurrence in Senate committee substitute, which changes the title, and placed on the Calendar for June 16.

H.B. 700, A BILL TO BE ENTITLED AN ACT TO LIMIT THE HEIGHT OF STRUCTURES WITHIN THE PART OF THE TOWN OF SUNSET BEACH THAT IS ON THE ISLAND, is returned for concurrence in Senate amendment and placed on the Calendar for June 16.

Committee Substitute No. 2 for **S.B. 913**, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANNUAL CONTINUING EDUCATION FOR REAL ESTATE BROKERS AND SALESPERSONS, is read the first time and referred to the Committee on Judiciary II.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 881**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH SEASONS FOR HUNTING AND TRAPPING FOXES IN GRANVILLE COUNTY AND TO ESTABLISH SEASONS FOR HUNTING AND TRAPPING FOXES IN BRUNSWICK COUNTY.

On motion of Representative Wilkins, the House concurs in the Senate amendment and the bill is ordered enrolled.

H.B. 466, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAYNE AND SAMPSON COUNTIES AND THE CITY OF CLINTON TO TAKE INTO CONSIDERATION PROSPECTIVE

REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE.

On motion of the Chair, the bill is temporarily displaced.

Senate Committee Substitute for **H.B. 385**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE BLOOD ALCOHOL CONTENT FOR DRIVING WHILE IMPAIRED AND RELATED OFFENSES FROM 0.10 TO 0.08; TO REDUCE THE MINIMUM BLOOD ALCOHOL CONTENT NECESSARY FOR AN IMMEDIATE TEN-DAY REVOCATION OF DRIVING PRIVILEGES FROM 0.10 TO 0.08; TO MAKE THE RESULTS OF A FIRST BREATH TEST ADMISSIBLE UNDER CERTAIN CIRCUMSTANCES; TO ESTABLISH THAT THE REVOCATION OF A PROVISIONAL LICENSEE'S LICENSE FOR DRIVING AFTER CONSUMING ALCOHOL SHALL BE UNTIL THE LICENSEE'S EIGHTEENTH BIRTHDAY OR FORTY-FIVE DAYS, WHICHEVER IS LONGER; TO PROVIDE CLARIFICATION ABOUT WHEN AN EARLIER CONVICTION FOR DRIVING WHILE IMPAIRED CAN BE USED FOR AGGRAVATION PURPOSES; TO ADD A NEW GROSSLY AGGRAVATING FACTOR TO IMPAIRED DRIVING; TO AMEND THE FELONY DEATH BY VEHICLE STATUTE; AND TO REQUIRE EXPUNCTION OF CIVIL REVOCATIONS FOLLOWING ACQUITTAL OF IMPAIRED DRIVING OFFENSES.

On motion of Representative Hackney, the House does not concur in the Senate committee substitute, by electronic vote (99-1), and conferees are requested.

Representative McCrary requests and is granted permission to be recorded as voting "aye". The adjusted vote is (100-1).

Senate Committee Substitute for **H.B. 1077**, A BILL TO BE ENTITLED AN ACT TO DEFINE SEPTAGE, TO CLARIFY WHEN CHEMICAL OR PORTABLE TOILETS MAY BE USED, AND TO MAKE TECHNICAL AND CONFORMING CORRECTIONS.

On motion of Representative H. Hunter and without objection, the bill is temporarily displaced.

S.B. 649, A BILL TO BE ENTITLED AN ACT TO UPDATE A LOCAL ACT WHICH ALLOWS THE CITY OF RALEIGH TO HAVE A SUBCOMMITTEE ISSUE CERTIFICATES OF APPROPRIATENESS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute No. 2 for **H.B. 681**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE REQUIREMENTS OF THE 1990 AMENDMENTS TO THE FEDERAL CLEAN AIR ACT, TO REPEAL THE EXPIRATION OF A PORTION OF THE PER GALLON FUEL TAX, TO DEDICATE A PORTION OF THE PROCEEDS OF THE TAX TO THE ADMINISTRATION OF THE AIR

QUALITY PROGRAM, TO DEDICATE A PORTION OF THE PROCEEDS OF THE TAX TO THE CLEANUP OF LEAKING PETROLEUM UNDERGROUND STORAGE TANKS, AND TO REPEAL THE EXPIRATION OF THE LEAKING PETROLEUM UNDERGROUND STORAGE TANK CLEANUP ACT OF 1988, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Creech, Culp, Culpepper, Cummings, Cunningham, Decker, DeVane, Diamont, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gardner, Gist, Gottovi, Grady, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, P. Wilson, Wood, and Wright - 105.

Voting in the negative: Representative C. Wilson.

Excused absences: Representatives Barbee and Colton - 2.

Committee Substitute No. 2 for **H.B. 1061**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LEAKING PETROLEUM UNDERGROUND STORAGE TANK CLEANUP ACT OF 1988 AND TO CLARIFY THE PURPOSES OF THE OIL OR OTHER HAZARDOUS SUBSTANCES POLLUTION PROTECTION FUND.

Representative Ramsey inquires of the Chair if the bill, as amended, needs to go to the Committee on Appropriations. Representative Diamont, Co-Chair for the Committee on Appropriations, states that it is his intention to request a fiscal note on the bill.

On motion of the Chair, pursuant to Rule 36.1, consideration of the bill is postponed until June 16.

S.B. 936, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NATIONWIDE INTERSTATE BRANCH BANKING AND SAVINGS AND LOAN AND SAVINGS BANK BRANCHING.

On motion of Representative Brubaker, the bill is temporarily displaced.

S.B. 876, A BILL TO BE ENTITLED AN ACT TO AMEND THE REGIONAL RECIPROCAL BANKING ACT AND TO PROVIDE FOR NATIONWIDE INTERSTATE BANKING.

Representatives C. Wilson and Edwards request that they be excused from voting on this bill under Rule 24.1A and this request is granted.

Representative Smith calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading by electronic vote (95–16).

Representative Mavretic objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **S.B. 385**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO CONSIDER A LATERAL ENTRY PROCESS FOR SCHOOL ADMINISTRATORS, passes its second reading, by electronic vote (102–1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 15, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives respectfully requesting the return of **H.B. 466**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAYNE AND SAMPSON COUNTIES AND THE CITY OF CLINTON TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, which changes the title upon concurrence to read **H.B. 466**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CLEVELAND, MECKLENBURG AND WAYNE COUNTIES TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, for further consideration by the Senate.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

On motion of Representative Baddour, the bill, as amended by the Senate, is withdrawn from the Calendar and returned to the Senate by Special Message for further consideration.

CALENDAR (continued)

S.B. 884, A BILL TO BE ENTITLED AN ACT TO ALLOW SCHOOL SUPERINTENDENTS TO CHOOSE NOT TO PUT ALL LETTERS OF COMPLAINTS IN TEACHERS' PERSONNEL FILES, passes its second reading, by electronic vote (102–5), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for **S.B. 53**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY THAT A COUNTY OR CITY HAS TO REQUIRE PARTICIPATION IN A RECYCLING PROGRAM, passes its second reading, by electronic vote (103–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

CONFEREES APPOINTED

The Speaker announces the following conferees on Senate Committee Substitute for **H.B. 385**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE BLOOD ALCOHOL CONTENT FOR DRIVING WHILE IMPAIRED AND RELATED OFFENSES FROM 0.10 TO 0.08; TO REDUCE THE MINIMUM BLOOD ALCOHOL CONTENT NECESSARY FOR AN IMMEDIATE TEN-DAY REVOCATION OF DRIVING PRIVILEGES FROM 0.10 TO 0.08; TO MAKE THE RESULTS OF A FIRST BREATH TEST ADMISSIBLE UNDER CERTAIN CIRCUMSTANCES; TO ESTABLISH THAT THE REVOCATION OF A PROVISIONAL LICENSEE'S LICENSE FOR DRIVING AFTER CONSUMING ALCOHOL SHALL BE UNTIL THE LICENSEE'S EIGHTEENTH BIRTHDAY OR FORTY-FIVE DAYS, WHICHEVER IS LONGER; TO PROVIDE CLARIFICATION ABOUT WHEN AN EARLIER CONVICTION FOR DRIVING WHILE IMPAIRED CAN BE USED FOR AGGRAVATION PURPOSES; TO ADD A NEW GROSSLY AGGRAVATING FACTOR TO IMPAIRED DRIVING; TO AMEND THE FELONY DEATH BY VEHICLE STATUTE; AND TO REQUIRE EXPUNCTION OF CIVIL REVOCATIONS FOLLOWING ACQUITTAL OF IMPAIRED DRIVING OFFENSES: Representative Hackney, Chair; Representatives Esposito, Richardson, Wright, Sutton, and Justus.

The Senate is so notified by Special Message.

CALENDAR (continued)

H.B. 849, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO PLACE THE APPLICANT'S RACE ON THE DRIVERS LICENSE, passes its second reading, by electronic vote (98–7), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Senate Committee Substitute for **H.B. 1077**, A BILL TO BE ENTITLED AN ACT TO DEFINE SEPTAGE, TO CLARIFY WHEN CHEMICAL OR PORTABLE TOILETS MAY BE USED, AND TO MAKE TECHNICAL AND CONFORMING CORRECTIONS.

On motion of Representative H. Hunter, the House concurs in the Senate committee substitute, by electronic vote (103–0), and the bill is ordered enrolled.

On motion of Representative James, seconded by Representative D. Brown, the House adjourns at 2:33 p.m. to reconvene June 16 at 2:00 p.m.

EIGHTY-THIRD DAY

HOUSE OF REPRESENTATIVES
Wednesday, June 16, 1993

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Hackney, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 15 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barbee, Hayes, and Jack Hunt for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 53, AN ACT TO CLARIFY THE AUTHORITY THAT A COUNTY OR CITY HAS TO REQUIRE PARTICIPATION IN A RECYCLING PROGRAM. (CHAPTER 165)

S.B. 385, AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO CONSIDER A LATERAL ENTRY PROCESS FOR SCHOOL ADMINISTRATORS. (CHAPTER 166)

S.B. 613, AN ACT TO CHANGE THE MANNER OF ELECTION OF THE CHARLOTTE-MECKLENBURG BOARD OF EDUCATION TO PROVIDE FOR DISTRICT AND AT-LARGE ELECTION, WITH NONPARTISAN PLURALITY ELECTIONS IN THE ODD-NUMBERED YEAR, AND TO USE THE SAME DISTRICTS FOR ELECTION OF THE MECKLENBURG COUNTY BOARD OF COMMISSIONERS, ALL SUBJECT TO A REFERENDUM. (CHAPTER 167)

S.B. 649, AN ACT TO UPDATE A LOCAL ACT WHICH ALLOWS THE CITY OF RALEIGH TO HAVE A SUBCOMMITTEE ISSUE CERTIFICATES OF APPROPRIATENESS. (CHAPTER 168)

S.B. 884, AN ACT TO ALLOW SCHOOL SUPERINTENDENTS TO CHOOSE NOT TO PUT ALL LETTERS OF COMPLAINTS IN TEACHERS' PERSONNEL FILES. (CHAPTER 169)

H.B. 186, AN ACT TO REQUIRE THAT PUBLICLY FUNDED JOB TRAINING PROGRAMS INCLUDE HEALTH AND SAFETY TRAINING. (CHAPTER 170)

H.B. 847, AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE TO AUTHORIZE THE CONSTRUCTION,

DESIGN, AND OPERATION OF SLUDGE MANAGEMENT FACILITIES. (CHAPTER 171)

H.B. 1077, AN ACT TO DEFINE SEPTAGE, TO CLARIFY WHEN CHEMICAL OR PORTABLE TOILETS MAY BE USED, AND TO MAKE TECHNICAL AND CONFORMING CORRECTIONS. (CHAPTER 173)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative R. Hunter for the Committee on Judiciary II:

S.B. 1007, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS TECHNICAL AND CONFORMING REVISIONS TO THE NURSING PRACTICE ACT, with a favorable report, as amended.

By Representative Hackney, Vice Chair for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 1496, A JOINT RESOLUTION HONORING THE LATE S. R. "BUD" FOWLE, FORMER MAYOR OF THE CITY OF WASHINGTON, AND RECOGNIZING THE CITY ON BEING NAMED AN ALL AMERICA CITY, with a favorable report.

By Representative Gottovi for the Committee on Environment:

Committee Substitute for **S.B. 918**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE NORTH CAROLINA TRAILS SYSTEM ACT, with a favorable report.

RECALL FROM ENROLLING

On motion of Representative Wilkins, **H.B. 881**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH SEASONS FOR HUNTING AND TRAPPING FOXES IN GRANVILLE COUNTY AND TO ESTABLISH SEASONS FOR HUNTING AND TRAPPING FOXES IN BRUNSWICK COUNTY, is recalled from Enrolling.

On motion of Representative Wilkins, the vote by which the House concurred in Senate Amendment No. 1 is reconsidered.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 16, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives respectfully requesting the return of Committee Substitute for **H.B. 881**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH SEASONS FOR HUNTING AND TRAPPING FOXES IN GRANVILLE COUNTY AND TO ESTABLISH SEASONS FOR HUNTING AND TRAPPING FOXES IN BRUNSWICK COUNTY, for further consideration by the Senate.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

On motion of Representative Wilkins, **H.B. 881** is returned to the Senate by Special Message, for further consideration by that Body.

GUEST

On motion of Representative R. Hunter, permission is granted for the North Carolina Teacher of the Year to address the Body.

Mrs. Sarah Pratt of McDowell County is escorted by Representatives R. Hunter, Rogers, Cummings, Warner, Oldham, and Barnes to the Well of the House, where she makes brief remarks.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Ramsey for the Committee on Financial Institutions:

H.B. 17, A BILL TO BE ENTITLED AN ACT TO ELIMINATE CORPORATE INCOME TAX DEDUCTIONS FOR BANKS' EXPENSES RELATED TO PRODUCING TAX-EXEMPT INCOME AND TO CLARIFY THE LAW PROVIDING THAT HOLDING COMPANIES AND OTHER CORPORATIONS MAY DEDUCT EXPENSES RELATED TO PRODUCING DEDUCTIBLE DIVIDEND INCOME, with an unfavorable report.

By Representative H. Hunter for the Committee on Children, Youth and Families:

S.B. 544, A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS STATUTES PERTAINING TO EARLY INTERVENTION SERVICES FROM BIRTH TO FIVE YEARS OF AGE, with a favorable report as to House Committee substitute bill, unfavorable as to original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Appropriations.

The House committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Kennedy for the Committee on Courts and Justice:

S.B. 868, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE LIQUIDATION OF ASSETS OF CERTAIN DISSOLVED CORPORATIONS WITHOUT REQUIRING COURT INVOLVEMENT, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

On motion of Representative Kennedy and without objection, the House committee substitute bill is placed on the Calendar for June 22. The original bill is placed on the Unfavorable Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 563**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES IN STATUTES CONCERNING PRECINCT AND TOWNSHIP BOUNDARIES, is returned for concurrence in Senate committee substitute, which changes the title, and referred to the Committee on Constitutional Amendments and Referenda.

Senate Committee Substitute for **H.B. 737**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ELECTED OFFICIALS OF THE TOWN OF BLACK CREEK WHO ARE ALSO EMPLOYEES OR OFFICERS OF THE TOWN MAY NOT VOTE ON ANY MATTER RELATED TO PERSONNEL, is returned for concurrence in Senate committee substitute, which changes the title, and placed on the Calendar for June 17.

H.B. 837, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF WRIGHTSVILLE BEACH TO EXERCISE THE POWER OF EMINENT DOMAIN FOR PURPOSES OF ENGAGING IN BEACH EROSION CONTROL AND FLOOD AND HURRICANE PROTECTION WORKS, is returned for concurrence in Senate amendment and placed on the Calendar for June 17.

Senate Committee Substitute for **H.B. 1149**, A BILL TO BE ENTITLED AN ACT TO AMEND THE MEDICAL PRACTICE ACT AS IT RELATES TO ORAL SURGERY, is returned for concurrence in Senate committee substitute and placed on the Calendar for June 17.

Committee Substitute for **S.B. 724**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE HIGH ROCK LAKE MARINE COMMISSION, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute for **S.B. 792**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF EDEN TO NEGOTIATE ANNEXATION CONTRACTS AND TO AUTHORIZE ROCKINGHAM COUNTY TO PARTICIPATE IN THE REDEVELOPMENT OF CERTAIN ABANDONED PROPERTY, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute for **S.B. 924**, A BILL TO BE ENTITLED AN ACT TO RAISE THE FEES CHARGED BY REGISTERS OF DEEDS FOR THE RECORDING OF INSTRUMENTS AND FOR THE PROBATE OF INSTRUMENTS, TO PROVIDE THAT REGISTERS OF DEEDS SHALL NOT CHARGE A FEE FOR RECORDING THE SATISFACTION OF MORTGAGES AND DEEDS OF TRUST, AND TO REMOVE THE REQUIREMENT THAT SUBSTITUTIONS OF TRUSTEES BE RECORDED AS SEPARATE INSTRUMENTS, is read the first time and referred to the Committee on Judiciary II.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 380**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE BOARD OF ADJUSTMENT OF THE CITY OF NEW BERN TO MAKE DECISIONS CONCERNING THE ISSUANCE OF SPECIAL USE PERMITS UNDER THE CITY'S UNIFIED DEVELOPMENT ORDINANCE BY A CONCURRING THREE-FIFTHS MAJORITY VOTE.

On motion of Representative Nichols, the House concurs in the Senate committee substitute and the bill is ordered enrolled.

H.B. 700, A BILL TO BE ENTITLED AN ACT TO LIMIT THE HEIGHT OF STRUCTURES WITHIN THE PART OF THE TOWN OF SUNSET BEACH THAT IS ON THE ISLAND.

On motion of Representative Redwine, the House concurs in the Senate amendment and the bill is ordered enrolled.

S.B. 851, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE VACANT OFFICE OF CORONER IN SCOTLAND COUNTY.

Representative DeVane offers Amendment No. 1 which is adopted by electronic vote (100-0). This amendment changes the title.

The caption having been amended, pursuant to Rule 31(d), the bill remains on the Calendar.

H.B. 13, A BILL TO BE ENTITLED AN ACT TO RAISE THE FORCE ACCOUNT LIMIT FOR THE CITY OF MOORESVILLE.

On motion of Representative Brawley, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

S.B. 991, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO PURSE SEINE OR OPERATE A MENHADEN FISHING VESSEL LICENSED UNDER G. S. 113-152(d) IN THE ATLANTIC OCEAN WITHIN THREE NAUTICAL MILES OF SPECIFIED AREAS IN DARE COUNTY.

Representative Smith offers Amendment No. 1 which is adopted.

Representative Decker inquires of the Chair if the bill is prohibited under Article II, Section 24(1)(a) or (j) of the North Carolina Constitution. The Speaker rules that the bill does not directly affect those sections and is therefore in order.

Representative Culpepper calls the previous question on the passage of the bill and the call is sustained.

The bill fails to pass its second reading by electronic vote (46-63).

Committee Substitute No. 2 for **H.B. 1061**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LEAKING PETROLEUM

UNDERGROUND STORAGE TANK CLEANUP ACT OF 1988 AND TO CLARIFY THE PURPOSES OF THE OIL OR OTHER HAZARDOUS SUBSTANCES POLLUTION PROTECTION FUND.

Representative Diamont states that the fiscal note that has been attached to the bill would not require that the bill be referred to the Committee on Appropriations. He inquires of the Chair if it is proper for this bill to be acted on before the main budget bill is ratified.

The Speaker states that the Executive Budget Act requires that no bills appropriating funds could be passed until the conference report on the main budget bill is adopted. He rules that after one Chamber has passed a budget, then it can consider other appropriations matters. The bill does not directly appropriate funds and is therefore not prohibited by the Executive Budget Act.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Arnold, Balmer, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, J. Brown, Brubaker, Burton, Church, Cole, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, DeVane, Diamont, Dickson, Dockham, Easterling, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Griffin, Hackney, Hall, Hensley, Hightower, Hill, Holmes, Holt, Howard, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCrary, McLaughlin, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Richardson, Rogers, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 95.

Voting in the negative: Representatives Alphin, Baddour, D. Brown, Daughtry, Lee, McCombs, Redwine, Russell, and P. Wilson - 9.

Excused absences: Representatives Barbee, Colton, Hayes, and Jack Hunt - 4.

Committee Substitute for **S.B. 936**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NATIONWIDE INTERSTATE BRANCH BANKING AND SAVINGS AND LOAN AND SAVINGS BANK BRANCHING.

On motion of Representative Holmes, the committee substitute bill is temporarily displaced.

House Committee Substitute for **S.B. 513**, A BILL TO BE ENTITLED AN ACT TO AMEND THE BANKING LAWS.

Representative Baddour requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

The bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Diamont, Dickson, Dockham, Easterling, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Griffin, Hall, Hill, Holmes, Holt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, G. Miller, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Rogers, Russell, Smith, Spears, Stewart, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 93.

Voting in the negative: Representative Hightower.

Excused absences: Representatives Barbee, Hayes, and Jack Hunt - 3.

Excused vote: Representative Baddour.

S.B. 876, A BILL TO BE ENTITLED AN ACT TO AMEND THE REGIONAL RECIPROCAL BANKING ACT AND TO PROVIDE FOR NATIONWIDE INTERSTATE BANKING.

Representatives Edwards, C. Wilson, and Baddour request that they be excused from voting on this bill under Rule 24.1A and this request is granted.

The bill passes its third reading, by electronic vote (84-12), and is ordered enrolled.

House Committee Substitute for **S.B. 386**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO REPLACE CURRENT SCHOOL TENURE LAWS WITH LAWS AND REGULATIONS THAT PROVIDE PROTECTION FOR SCHOOL ADMINISTRATORS FROM ARBITRARY OR CAPRICIOUS ACTION BY A SUPERVISOR.

Representative Barnes offers Amendment No. 1 which is adopted.

Representative Barnes offers Amendment No. 2 which is adopted.

Representative Holt offers Amendment No. 3.

Representative Holt calls the previous question on the amendment and the call is sustained.

Amendment No. 3 fails of adoption by electronic vote (25-88).

Representative Barnes calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading, by electronic vote (87-27), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from permanent subcommittee are presented:

By Representative Luebke for the Permanent Subcommittee on Public Transportation:

H.B. 653, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM SPEED FOR SCHOOL BUSES TO FORTY-FIVE MILES PER HOUR, reported to the Standing Committee on Transportation with an unfavorable recommendation.

H.B. 672, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO ISSUE RESTRICTED COMMERCIAL DRIVERS LICENSES TO SEASONAL DRIVERS FOR CERTAIN FARM-RELATED SERVICE INDUSTRIES, AND TO CLARIFY THE LAWS GOVERNING THE ISSUANCE OF LIMITED DRIVING PRIVILEGES, AND TO MAKE AMENDMENTS AND TECHNICAL CORRECTIONS TO THE MOTOR VEHICLES LAWS, reported to the Standing Committee on Transportation with a favorable recommendation as to proposed committee substitute bill, unfavorable as to original bill, and further recommendation that the proposed committee substitute bill be re-referred to the Committee on Finance.

H.B. 1196, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM TAX THAT MUNICIPALITIES MAY LEVY ON TAXICABS, reported to the Standing Committee on Transportation with an unfavorable recommendation.

With approval of standing committee chair for report to be made directly to the floor of the House, Representative Luebke further reports:

S.B. 578, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM SPEED FOR SCHOOL BUSES TO FORTY-FIVE MILES PER HOUR, with a favorable report, as amended.

S.B. 901, A BILL TO BE ENTITLED AN ACT TO PROHIBIT BICYCLISTS AND OTHERS FROM CLINGING TO OTHER VEHICLES WHILE ON A ROADWAY, with a favorable report.

S.B. 902, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAWS CONCERNING BICYCLE HAND SIGNALS, with a favorable report.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 16, 1993

Mr. Speaker:

Pursuant to your message received Thursday, June 10, 1993, that the House of Representatives fails to concur in the Senate Committee

Substitute for House Committee Substitute for **H.B. 101**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CURRENT ENERGY POLICY FOR STATE GOVERNMENT TO APPLY TO THE CONSTRUCTION, OPERATION, AND RENOVATION OF STATE FACILITIES AND STATE-ASSISTED FACILITIES AND TO THE PURCHASE, OPERATION, AND MAINTENANCE OF EQUIPMENT FOR SUCH FACILITIES, which proposed to change the title, upon concurrence, to read Senate Committee Substitute for **H.B. 101**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CURRENT ENERGY POLICY FOR STATE GOVERNMENT TO APPLY TO THE CONSTRUCTION, OPERATION, AND RENOVATION OF STATE FACILITIES AND TO THE PURCHASE, OPERATION, AND MAINTENANCE OF EQUIPMENT FOR SUCH FACILITIES, and requests conferees, the President Pro Tempore appoints: Senator Plexico, Chairman; Senators Cooper, Allran, Hartsell, Sherron, Johnson, and Martin of Guilford, on the part of the Senate to confer with the committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

On motion of Representative Stamey, seconded by Representative Lemmond, the House adjourns at 6:48 p.m. to reconvene June 17 at 1:00 p.m.

EIGHTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Thursday, June 17, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 16 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barbee, Gardner, Gray, Howard, Kennedy, and Sutton for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 657, AN ACT TO REQUIRE JOB LISTING SERVICES TO SECURE A BOND AS A CONDITION OF LICENSURE. (CHAPTER 172)

S.B. 767, AN ACT TO MODIFY THE AUTHORITY OF MECKLENBURG COUNTY AND THE CITY OF CHARLOTTE TO UNDERTAKE LOCAL DEVELOPMENT ACTIVITIES. (CHAPTER 174)

S.B. 876, AN ACT TO AMEND THE REGIONAL RECIPROCAL BANKING ACT AND TO PROVIDE FOR NATIONWIDE INTERSTATE BANKING. (CHAPTER 175)

H.B. 56, AN ACT TO AUTHORIZE THE BOARD OF MEDICAL EXAMINERS TO ENTER INTO PEER REVIEW AGREEMENTS WITH THE ACADEMY OF PHYSICIAN ASSISTANTS. (CHAPTER 176)

H.B. 380, AN ACT TO AUTHORIZE THE BOARD OF ADJUSTMENT OF THE CITY OF NEW BERN TO MAKE DECISIONS CONCERNING THE ISSUANCE OF SPECIAL USE PERMITS UNDER THE CITY'S UNIFIED DEVELOPMENT ORDINANCE BY A CONCURRING THREE-FIFTHS MAJORITY VOTE. (CHAPTER 177)

H.B. 396, AN ACT TO CLARIFY THE AUTHORITY OF REGISTERS OF DEEDS TO ADOPT LOCAL INDEXING RULES AND TO DELAY THE EFFECTIVE DATE OF THE LAW REQUIRING REGISTERS OF DEEDS TO COMPLY WITH MINIMUM INDEXING STANDARDS FOR LAND RECORDS MANAGEMENT. (CHAPTER 178)

H.B. 400, AN ACT TO MAKE THE CALCULATION FOR SCHOOLS OF FUND BALANCE AVAILABLE FOR APPROPRIATION THE SAME AS THE CALCULATION FOR OTHER LOCAL GOVERNMENTS. (CHAPTER 179)

H.B. 471, AN ACT TO MAKE TECHNICAL CHANGES IN THE LAW REGARDING VOCATIONAL EDUCATION. (CHAPTER 180)

H.B. 700, AN ACT TO LIMIT THE HEIGHT OF STRUCTURES WITHIN THE PART OF THE TOWN OF SUNSET BEACH THAT IS ON THE ISLAND. (CHAPTER 181)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Stamey for the Committee on Transportation:

Committee Substitute No. 2 for **S.B. 162**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE REQUIREMENTS FOR LICENSURE AS A MOTOR VEHICLE WHOLESALER OR DEALER, TO LIMIT THE NUMBER OF MOTOR VEHICLE DEALER LICENSE PLATES THAT CAN BE ISSUED TO THE SAME DEALER, TO MODIFY THE SANCTIONS FOR MISUSE OF A DEALER LICENSE PLATE, TO EXPAND THE USE OF TRANSPORTER PLATES, AND TO CHANGE THE FEES FOR DEALER PLATES AND TRANSPORTER PLATES, with a favorable report as to House

committee substitute bill, which changes the title, unfavorable as to Senate Committee Substitute Bill No. 2, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. Senate Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 682**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE COUNTIES OF CALDWELL AND CATAWBA AND THE CITIES OF GRANITE FALLS, HUDSON, HICKORY, LENOIR, AND SAWMILLS TO ESTABLISH THE CAROLINA AND NORTHWESTERN RAILROAD AUTHORITY, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for June 22. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Mavretic for the Committee on Health and Human Services:

S.B. 554, A BILL TO BE ENTITLED AN ACT TO PERMIT AREA MENTAL HEALTH AUTHORITIES TO SERVE AS MANAGED CARE PROVIDERS, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for June 22. The original bill is placed on the Unfavorable Calendar.

By Representatives Hackney and G. Miller for the Committee on Finance:

Committee Substitute for **H.B. 923**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE ORGANIZATION AND OPERATION OF LIMITED LIABILITY COMPANIES, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for June 22. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 882**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE TO AUTHORIZE THE CITY TO EXEMPT THE PURCHASE OF TELECOMMUNICATIONS, DATA PROCESSING AND DATA COMMUNICATIONS EQUIPMENT, SUPPLIES AND SERVICES FROM THE FORMAL BID REQUIREMENTS OF G.S. 143-129, is returned for concurrence in Senate committee substitute, which changes the title, and placed on the Calendar for June 21.

Committee Substitute for **S.B. 533**, A BILL TO BE ENTITLED AN ACT TO INSTITUTE A STATEWIDE REPORTING SYSTEM FOR OCCUPATIONAL DISEASES, ILLNESSES, AND INJURIES, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute No. 2 for **S.B. 571**, A BILL TO BE ENTITLED AN ACT TO AMEND THE DAM SAFETY LAW OF 1967 TO MAKE IT MORE EFFECTIVE, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

REPRESENTATIVE JACK HUNT, CHAIR OF COMMITTEE ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE, PRESIDING.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 737**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ELECTED OFFICERS OF THE TOWN OF BLACK CREEK MAY NOT SERVE AS EMPLOYEES OR APPOINTIVE OFFICERS OF THE TOWN.

On motion of Representative Mavretic, the House concurs in the Senate committee substitute, by electronic vote (90–0), and the bill is ordered enrolled.

SUSPENSION OF RULE

On motion of Representative Edwards and without objection, Rule 5(10) is suspended and **H.J.R. 1496**, A JOINT RESOLUTION HONORING THE LATE S. R. "BUD" FOWLE, FORMER MAYOR OF THE CITY OF WASHINGTON, AND RECOGNIZING THE CITY ON BEING NAMED AN ALL AMERICA CITY, is placed before the Body for immediate consideration.

The resolution passes its second reading, by electronic vote (94–0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

CALENDAR (continued)

H.B. 837, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF WRIGHTSVILLE BEACH TO EXERCISE THE POWER OF EMINENT DOMAIN FOR PURPOSES OF ENGAGING IN BEACH EROSION CONTROL AND FLOOD AND HURRICANE PROTECTION WORKS.

On motion of Representative Gottovi, the House concurs in the Senate amendment, by electronic vote (82–4), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 1149**, A BILL TO BE ENTITLED AN ACT TO AMEND THE MEDICAL PRACTICE ACT AS IT RELATES TO ORAL SURGERY.

On motion of Representative Alexander, the House concurs in the Senate committee substitute, by electronic vote (90–0), and the bill is ordered enrolled.

S.B. 851, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE VACANT OFFICE OF CORONER IN SCOTLAND COUNTY AND THE OFFICE OF CORONER IN ROBESON COUNTY.

The bill, as amended, passes its third reading, by electronic vote (82–0), and is ordered sent to the Senate for concurrence in House amendment.

House Committee Substitute for **S.B. 513**, A BILL TO BE ENTITLED AN ACT TO AMEND THE BANKING LAWS.

Representative Baddour requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

The bill passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, D. Brown, J. Brown, Brubaker, Burton, Church, Colton, Crawford, Creech, Culp, Cummings, Daughtry, Dickson, Dockham, Easterling, Ellis, Flaherty, Gist, Gottovi, Griffin, Hackney, Hall, Hayes, Hill, Holmes, Holt, Ives, James, Jeffus, Jenkins, Justus, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Smith, Spears, Stamey, Tallent, G. Thompson, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright – 81.

Voting in the negative: Representatives Hightower and Mavretic – 2.

Excused absences: Representatives Barbee, Gardner, Gray, Howard, Kennedy, and Sutton – 6.

Excused vote: Representative Baddour.

Committee Substitute for **S.B. 936**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NATIONWIDE INTERSTATE BRANCH BANKING AND SAVINGS AND LOAN AND SAVINGS BANK BRANCHING, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Daughtry, Decker, Dockham, Easterling, Esposito, Flaherty, Gamble, Gist, Gottovi, Grady, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Judy Hunt, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux,

B. Miller, G. Miller, Miner, Mitchell, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, P. Wilson, Wood, and Wright - 89.

Voting in the negative: Representatives Griffin and Lee - 2.

Excused absences: Representatives Barbee, Gardner, Gray, Howard, Kennedy, and Sutton - 6.

Committee Substitute for **H.B. 105**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PROPERTY TAX HOMESTEAD EXEMPTION AMOUNT FROM TWELVE THOUSAND DOLLARS TO FIFTEEN THOUSAND DOLLARS AND TO MAKE TECHNICAL CHANGES TO THE HOMESTEAD EXEMPTION STATUTES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Daughtry, Decker, Dockham, Easterling, Ellis, Esposito, Flaherty, Fussell, Gist, Gottovi, Grady, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Judy Hunt, H. Hunter, R. Hunter, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 99.

Voting in the negative: None.

Excused absences: Representatives Barbee, Gardner, Gray, Howard, Kennedy, and Sutton - 6.

SPEAKER BLUE PRESIDING.

House Committee Substitute for **S.B. 90**, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE SOURCE REDUCTION OF WASTE IN STATE PURCHASING, passes its second reading, by electronic vote (98-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

S.B. 563, A BILL TO BE ENTITLED AN ACT TO EXTEND THE EXPIRATION DATE FOR PRIVATE CONTRACT PARTICIPATION BY THE DEPARTMENT OF TRANSPORTATION, passes its second reading, by electronic vote (94-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for **S.B. 30**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A GENERAL MISDEMEANOR TO COMMIT AN ASSAULT ON A SPORTS OFFICIAL.

On motion of the Chair, the bill is temporarily displaced.

Committee Substitute for **S.B. 470**, A BILL TO BE ENTITLED AN ACT TO EXEMPT JOINT MUNICIPAL POWER AGENCIES FROM THE STATE BIDDING LAWS IN THE CONSTRUCTION OF ELECTRIC GENERATION AND TRANSMISSION PROJECTS, passes its second reading, by electronic vote (98–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for **H.B. 740**, A BILL TO BE ENTITLED AN ACT TO ADD A RELATIVE OF A NURSING HOME PATIENT AND A RELATIVE OF A REST HOME PATIENT TO THE NURSING HOME PENALTY REVIEW COMMITTEE, passes its second reading, by electronic vote (100–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.B. 1066, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR VOTER PREREGISTRATION OF SIXTEEN– AND SEVENTEEN–YEAR OLDS BY DRIVERS LICENSE EXAMINERS, passes its second reading by electronic vote (71–27).

Representative Michaux objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **H.B. 1150**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO OBTAIN THE CONSENT OF A MUNICIPALITY BEFORE A STATE HIGHWAY SYSTEM ROAD WITHIN ONE MILE OF THE MUNICIPALITY'S LIMITS IS ABANDONED, CLOSED, OR MADE PRIVATE; AND TO AUTHORIZE THE MUNICIPALITY TO ASSUME MAINTENANCE OF THE ROAD.

Representative Richardson offers Amendment No. 1.

Representative Daughtry inquires of the Chair if under Rule 31(d) the amendment should also amend the title of the bill.

On motion of the Chair, the bill with the pending amendment is temporarily displaced.

Committee Substitute for **H.B. 1046**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO UPDATE THE LAWS REGARDING GOVERNMENTAL PURCHASING AND CONTRACTING.

On motion of Representative Bowen and without objection, consideration of the bill is temporarily displaced.

S.B. 1007, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS TECHNICAL AND CONFORMING REVISIONS TO THE NURSING PRACTICE ACT.

On motion of Representative R. Hunter, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (86-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

Committee Substitute for **S.B. 918**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE NORTH CAROLINA TRAILS SYSTEM ACT, passes its second reading, by electronic vote (89-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

VOTE RECONSIDERED

On motion of Representative Fitch, the vote by which **S.B. 991**, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO PURSE SEINE OR OPERATE A MENHADEN FISHING VESSEL LICENSED UNDER G. S. 113-152(d) IN THE ATLANTIC OCEAN WITHIN THREE NAUTICAL MILES OF SPECIFIED AREAS IN DARE COUNTY, failed to pass its second reading is reconsidered by electronic vote (102-0).

On motion of Representative Fitch, the bill is withdrawn from the Calendar and re-referred to the Committee on Agriculture.

CALENDAR (continued)

S.B. 578, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM SPEED FOR SCHOOL BUSES TO FORTY-FIVE MILES PER HOUR.

Representative Kinney offers Amendment No. 1 which is adopted.

Representative Bowman offers Amendment No. 2 which fails of adoption.

The bill, as amended, passes its second reading by electronic vote (96-6).

Representative Bowman objects to the third reading. The bill remains on the Calendar.

S.B. 901, A BILL TO BE ENTITLED AN ACT TO PROHIBIT BICYCLISTS AND OTHERS FROM CLINGING TO OTHER VEHICLES WHILE ON A ROADWAY.

On motion of Representative Burton and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary III.

S.B. 902, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAWS CONCERNING BICYCLE HAND SIGNALS.

On motion of Representative Luebke, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary III.

H.B. 1150, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO OBTAIN THE CONSENT OF A MUNICIPALITY BEFORE A STATE HIGHWAY SYSTEM ROAD WITHIN ONE MILE OF THE MUNICIPALITY'S LIMITS IS ABANDONED, CLOSED, OR MADE PRIVATE; AND TO AUTHORIZE THE MUNICIPALITY TO ASSUME MAINTENANCE OF THE ROAD, which was temporarily displaced with an amendment pending, is before the Body.

The Speaker rules that the amendment is germane to the title and is, therefore, in order.

Amendment No. 1 is adopted.

The bill, as amended, passes its second reading by electronic vote (99-0).

Representative Richardson objects to the third reading. The bill remains on the Calendar.

H.B. 1046, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO UPDATE THE LAWS REGARDING GOVERNMENTAL PURCHASING AND CONTRACTING.

On motion of Representative Bowen and without objection, consideration of the bill is postponed until June 23.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 114, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LINCOLN COUNTY TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for June 22. The original bill is placed on the Unfavorable Calendar.

H.B. 649, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF THOMASVILLE TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for June 22. The original bill is placed on the Unfavorable Calendar.

H.B. 859, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GRANVILLE COUNTY TO LEVY A ROOM OCCUPANCY TAX, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for June 22. The original bill is placed on the Unfavorable Calendar.

H.B. 1170, A BILL TO BE ENTITLED AN ACT TO LEVY A USER FEE OF ONE CENT PER POUND OF GRASS SEED, WITH THE NET PROCEEDS TO BE USED FOR GRASS TURF RESEARCH AND EDUCATION PROGRAMS, without prejudice as to committee substitute bill, which changes the title, unfavorable as to original bill and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

On motion of Representative Hackney, the committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Michaux for the Committee on Judiciary I:

H.B. 402, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CHILD SUPPORT PAYMENTS BE CONTINUED WHILE THE CHILD IS ENROLLED IN PRIMARY OR SECONDARY SCHOOL, UP TO GRADUATION OR AGE TWENTY, with recommendation that the House do not concur.

The bill is placed on the Calendar for June 21.

By Representative Kennedy for the Committee on Courts and Justice:

H.B. 1074, A BILL TO BE ENTITLED AN ACT TO RAISE THE EDUCATIONAL QUALIFICATIONS FOR THE OFFICE OF MAGISTRATE AND TO MODIFY THE MAGISTRATE'S PAY PLAN ACCORDINGLY, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for June 22. The original bill is placed on the Unfavorable Calendar.

On motion of Representative Hackney, seconded by Representative Russell, the House adjourns at 3:41 p.m. to reconvene Monday, June 21, 1993, at 8:00 p.m.

EIGHTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Monday, June 21, 1993

The House meets at 8:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

The Speaker leads the members in the Pledge of Allegiance.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 17 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barbee, Diamont, Dickson, Dockham, Howard, R. Hunter, McLaughlin, Stamey, Warner, P. Wilson, and Wood for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 470, AN ACT TO EXEMPT JOINT MUNICIPAL POWER AGENCIES FROM THE STATE BIDDING LAWS IN THE CONSTRUCTION OF ELECTRIC GENERATION AND TRANSMISSION PROJECTS. (CHAPTER 182)

S.B. 563, AN ACT TO EXTEND THE EXPIRATION DATE FOR PRIVATE CONTRACT PARTICIPATION BY THE DEPARTMENT OF TRANSPORTATION. (CHAPTER 183)

S.B. 918, AN ACT TO CLARIFY THE NORTH CAROLINA TRAILS SYSTEM ACT. (CHAPTER 184)

H.B. 627, AN ACT TO IMPROVE ENFORCEMENT OF THE CHILD DAY CARE REQUIREMENTS. (CHAPTER 185)

H.B. 737, AN ACT TO PROVIDE THAT ELECTED OFFICERS OF THE TOWN OF BLACK CREEK MAY NOT SERVE AS EMPLOYEES OR APPOINTIVE OFFICERS OF THE TOWN. (CHAPTER 186)

H.B. 837, AN ACT TO ALLOW THE TOWN OF WRIGHTSVILLE BEACH TO EXERCISE THE POWER OF EMINENT DOMAIN FOR PURPOSES OF ENGAGING IN BEACH EROSION CONTROL AND FLOOD AND HURRICANE PROTECTION WORKS. (CHAPTER 187)

H.B. 991, AN ACT TO PROVIDE FOR THE RECOGNITION AND ENFORCEMENT IN NORTH CAROLINA OF CERTAIN JUDGMENTS RENDERED BY COURTS IN FOREIGN COUNTRIES. (CHAPTER 188)

H.B. 1083, AN ACT TO CONFORM STATE GAS PIPELINE PENALTY STANDARDS TO THE NEWLY ENACTED AMENDMENTS TO THE FEDERAL NATURAL GAS PIPELINE SAFETY ACT OF 1968. (CHAPTER 189)

H.B. 1149, AN ACT TO AMEND THE MEDICAL PRACTICE ACT AS IT RELATES TO ORAL SURGERY. (CHAPTER 190)

H.J.R. 1496, A JOINT RESOLUTION HONORING THE LATE S. R. "BUD" FOWLE, FORMER MAYOR OF THE CITY OF

WASHINGTON, AND RECOGNIZING THE CITY ON BEING NAMED AN ALL AMERICA CITY. (RESOLUTION 19)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

Committee Substitute for **H.B. 218**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE REGULATION OF THE PRACTICE OF COUNSELING AND THE LICENSURE OF COUNSELORS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for June 23. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 233**, A BILL TO BE ENTITLED AN ACT TO REQUIRE LICENSURE OF MARRIAGE AND FAMILY THERAPISTS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for June 23. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 473**, A BILL TO BE ENTITLED AN ACT TO SEPARATE THE REAL ESTATE APPRAISAL BOARD FROM THE REAL ESTATE COMMISSION, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for June 23. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 862**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE REGISTRATION OF OUT-OF-STATE PHARMACIES THAT REGULARLY DISTRIBUTE PRESCRIPTION MEDICINES TO CITIZENS OF THE STATE THROUGH THE MAIL OR OTHER COMMON CARRIERS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for June 23. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1332, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NORTH CAROLINA PARK AUTHORITY, TO ESTABLISH A PARK FUND OF NORTH CAROLINA FOR LAND ACQUISITION AND CAPITAL PROJECTS AT STATE PARKS AND CITY AND

COUNTY PARKS, AND TO FUND THE PARK FUND OF NORTH CAROLINA PRIMARILY FROM THE DEED STAMP TAX, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **H.B. 257**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE EDUCATIONAL LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE CONCERNING SCHOOL ADMINISTRATOR PROGRAMS AT THE CONSTITUENT UNIVERSITY OF NORTH CAROLINA INSTITUTIONS, is returned for concurrence in two Senate amendments and placed on the Calendar for June 22.

Committee Substitute for **H.B. 599**, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENT OF NOTICE TO EMPLOYEES ABOUT WAGE AND HOUR TERMS OF EMPLOYMENT, is returned for concurrence in Senate amendment and placed on the Calendar for June 22.

H.B. 602, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE TRAUMA SYSTEM ACT OF 1993, is returned for concurrence in two Senate amendments and referred to the Committee on State Government.

Committee Substitute for **H.B. 881**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH SEASONS FOR HUNTING AND TRAPPING FOXES IN GRANVILLE COUNTY AND TO ESTABLISH SEASONS FOR HUNTING AND TRAPPING FOXES IN BRUNSWICK COUNTY, is returned for concurrence in two Senate amendments and placed on the Calendar for June 22.

Senate Committee Substitute for **H.B. 937**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE PARTIES TO A CLAIM FOR EQUITABLE DISTRIBUTION TO EXCHANGE AN INVENTORY AFFIDAVIT, is returned for concurrence in Senate committee substitute and placed on the Calendar for June 22.

APPROVAL OF VOTE CHANGES

Representative Lemmond states that his vote was recorded as "no" on **S.B. 578**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM SPEED FOR SCHOOL BUSES TO FORTY-FIVE MILES PER HOUR. He moves that his vote be recorded as "aye". This motion carries by electronic vote (81-4). The adjusted vote on the second reading is (97-5).

Representative Hall states that his vote was not recorded on House Committee Substitute for **S.B. 386**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO REPLACE CURRENT SCHOOL TENURE LAWS WITH LAWS AND REGULATIONS THAT PROVIDE PROTECTION FOR SCHOOL ADMINISTRATORS FROM ARBITRARY OR CAPRICIOUS ACTION BY A SUPERVISOR. He moves that he be recorded as voting "aye" on the bill. The motion carries by electronic vote (85-2). The adjusted vote on the second reading is (88-27).

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 882**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE TO AUTHORIZE THE CITY TO PURCHASE TELECOMMUNICATIONS, DATA PROCESSING AND DATA COMMUNICATIONS EQUIPMENT, SUPPLIES AND SERVICES ON A REQUEST FOR PROPOSAL BASIS.

On motion of Representative Black, the House concurs in the Senate committee substitute and the bill is ordered enrolled.

H.B. 402, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CHILD SUPPORT PAYMENTS BE CONTINUED WHILE THE CHILD IS ENROLLED IN PRIMARY OR SECONDARY SCHOOL, UP TO GRADUATION OR AGE TWENTY.

On motion of Representative Richardson, the House fails to concur in Senate Amendment No. 1 by electronic vote (92-3).

On motion of Representative Richardson, the House concurs in Senate Amendment No. 2 by electronic vote (100-0).

Committee Substitute for **S.B. 936**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NATIONWIDE INTERSTATE BRANCH BANKING AND SAVINGS AND LOAN AND SAVINGS BANK BRANCHING, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Easterling, Ellis, Esposito, Flaherty, Fussell, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, and Wright - 98.

Voting in the negative: Representatives Gamble and Lee – 2.

Excused absences: Representatives Barbee, Diamont, Dickson, Dockham, Howard, McLaughlin, Stamey, Warner, P. Wilson, and Wood – 10.

Committee Substitute for **H.B. 105**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PROPERTY TAX HOMESTEAD EXEMPTION AMOUNT FROM TWELVE THOUSAND DOLLARS TO FIFTEEN THOUSAND DOLLARS AND TO MAKE TECHNICAL CHANGES TO THE HOMESTEAD EXEMPTION STATUTES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Easterling, Edwards, Ellis, Esposito, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wright – 102.

Voting in the negative: None.

Excused absences: Representatives Barbee, Colton, Diamont, Dickson, Dockham, Howard, McLaughlin, Stamey, Warner, P. Wilson, and Wood – 11.

S.B. 1066, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR VOTER PREREGISTRATION OF SIXTEEN- AND SEVENTEEN-YEAR OLDS BY DRIVERS LICENSE EXAMINERS.

On motion of Representative Michaux and without objection, consideration of the bill is postponed until June 29.

S.B. 578, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM SPEED FOR SCHOOL BUSES TO FORTY-FIVE MILES PER HOUR.

Representative Bowman offers Amendment No. 3 which fails of adoption by electronic vote (11–90).

The bill, as amended, passes its third reading, by electronic vote (97–4), and is ordered sent to the Senate for concurrence in House amendment.

Committee Substitute for **H.B. 1150**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO OBTAIN THE CONSENT OF A MUNICIPALITY

BEFORE A STATE HIGHWAY SYSTEM ROAD WITHIN ONE MILE OF THE MUNICIPALITY'S LIMITS IS ABANDONED, CLOSED, OR MADE PRIVATE; AND TO AUTHORIZE THE MUNICIPALITY TO ASSUME MAINTENANCE OF THE ROAD.

The bill, as amended, passes its third reading, by electronic vote (102-0), and is ordered engrossed and sent to the Senate.

Committee Substitute for **S.B. 30**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A GENERAL MISDEMEANOR TO COMMIT AN ASSAULT ON A SPORTS OFFICIAL.

On motion of Representative Sutton, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (96-4), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

CONFEREES APPOINTED

The Speaker announces the following conferees on **H.B. 402**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CHILD SUPPORT PAYMENTS BE CONTINUED WHILE THE CHILD IS ENROLLED IN PRIMARY OR SECONDARY SCHOOL, UP TO GRADUATION OR AGE TWENTY: Representatives Hackney, Richardson, Flaherty, McCrary, Alexander, and Esposito.

The Senate is so notified by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Colton for the Committee on Ethics:

Committee Substitute for **S.B. 760**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT PURCHASING AGENTS IN STATE AGENCIES FROM ACCEPTING GIFTS OVER TWENTY-FIVE DOLLARS IN VALUE AND TO PROHIBIT PERSONS AND ORGANIZATIONS FROM OFFERING OR GIVING GIFTS OVER TWENTY-FIVE DOLLARS IN VALUE TO STATE PURCHASING AGENTS, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for June 23. The Senate committee substitute bill is placed on the Unfavorable Calendar.

INTRODUCTION OF PAGES

Pages for the week of June 21-25 are introduced to the membership. They are: Matthew Bailey of Richmond; Krystal Beckwith of Wilkes;

Kellie Berrier of Forsyth; Leshara Boone of Halifax; Jonathon Brubaker of Randolph; Melanie Capps of Cumberland; William Cowan of Rutherford; Robert Craven, III, of Guilford; Megan Davis of Wake; Elizabeth Embree of Randolph; Angela Goode of Guilford; Gilbert Green of Davidson; Jack-Brad Hays of Mecklenburg; Todd Jones of Beaufort; Matthew Kaspar of Durham; Ashley Lancaster of Wayne; Beaulah Lee of Halifax; Emily Marco of Wake; Page Newsom of Guilford; Rebecca Powell of Wake; Amy Price of Johnston; Donald Pulley of Guilford; David Rockwell, Jr., of Wayne; Andrew Rose of Wake; Nikkola Russell of Davidson; Michael Scott of Guilford; Rueben Scott of Duplin; John Starr, Jr., of Guilford; Cynthia Staude of Madison; Rea Thompson of Columbus; Abram Wellons of Johnson; and Dana Wiley of Guilford.

On motion of Representative Jack Hunt, seconded by Representative Alphin, the House adjourns at 9:12 p.m. to reconvene June 22 at 1:00 p.m.

EIGHTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, June 22, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 21 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barbee, Crawford, Diamont, Howard, McLaughlin, C. Wilson, and P. Wilson for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 936, AN ACT TO AUTHORIZE NATIONWIDE INTERSTATE BRANCH BANKING AND SAVINGS AND LOAN AND SAVINGS BANK BRANCHING. (CHAPTER 191)

S.B. 1070, AN ACT RELATING TO THE POWERS AND SCOPE OF THE NEW HANOVER COUNTY HUMAN RELATIONS COMMISSION. (CHAPTER 192)

H.B. 346, AN ACT TO AUTHORIZE ALCOHOLIC BEVERAGE ELECTIONS IN CITIES LOCATED IN TWO OR MORE COUNTIES. (CHAPTER 193)

H.B. 820, AN ACT AMENDING THE STATUTORY DEFINITION OF SUBDIVISION IN PASQUOTANK COUNTY. (CHAPTER 194)

H.B. 842, AN ACT TO REPEAL THE DEFINITION OF SUBDIVISION FOR LINCOLN COUNTY. (CHAPTER 195)

H.B. 882, AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE TO AUTHORIZE THE CITY TO PURCHASE TELECOMMUNICATIONS, DATA PROCESSING AND DATA COMMUNICATIONS EQUIPMENT, SUPPLIES AND SERVICES ON A REQUEST FOR PROPOSAL BASIS. (CHAPTER 196)

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **H.B. 318**, A BILL TO BE ENTITLED AN ACT TO ADOPT THE HERTFORD COUNTY WATERMELON FESTIVAL AND THE FAIR BLUFF WATERMELON FESTIVAL AS THE OFFICIAL NORTH CAROLINA WATERMELON FESTIVALS, is returned for concurrence in Senate amendment and placed on the Calendar for June 23.

Senate Committee Substitute for **H.B. 922**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RULES ADOPTED BY THE COMMISSION FOR HEALTH SERVICES PERTAINING TO PUBLIC SWIMMING POOLS APPLY TO POOLS CONSTRUCTED OR REMODELED ON OR AFTER A CERTAIN DATE, is returned for concurrence in Senate committee substitute, which changes the title, and placed on the Calendar for June 23.

S.B. 648, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 86A REGULATING BARBERS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 881**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH SEASONS FOR HUNTING AND TRAPPING FOXES IN GRANVILLE COUNTY AND TO ESTABLISH SEASONS FOR HUNTING AND TRAPPING FOXES IN BRUNSWICK COUNTY.

On motion of Representative Wilkins, the House concurs in Senate Amendments Nos. 1 and 2. Amendment No. 2 changes the title.

The bill is ordered enrolled.

Committee Substitute for **H.B. 257**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE EDUCATIONAL LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE CONCERNING SCHOOL ADMINISTRATOR PROGRAMS AT THE CONSTITUENT UNIVERSITY OF NORTH CAROLINA INSTITUTIONS.

On motion of Representative Barnes, the House concurs in Senate Amendment No. 1 by electronic vote (92–0).

On motion of Representative Barnes, the House concurs in Senate Amendment No. 2, by electronic vote (91–0), and the bill is ordered enrolled.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Mavretic and without objection, House Committee Substitute for **S.B. 554**, A BILL TO BE ENTITLED AN ACT TO ENACT THE FLETCHER–JERALDS OMNIBUS HEALTH REFORM ACT OF 1993, is withdrawn from the Calendar and placed on the Calendar of June 23.

CALENDAR (continued)

Committee Substitute for **H.B. 599**, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENT OF NOTICE TO EMPLOYEES ABOUT WAGE AND HOUR TERMS OF EMPLOYMENT.

On motion of Representative Wright, the House concurs in the Senate amendment, by electronic vote (88–6), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 937**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE PARTIES TO A CLAIM FOR EQUITABLE DISTRIBUTION TO EXCHANGE AN INVENTORY AFFIDAVIT.

On motion of Representative Hackney, the House concurs in the Senate committee substitute, by electronic vote (96–0), and the bill is ordered enrolled.

House Committee Substitute for **S.B. 682**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE COUNTIES OF CALDWELL AND CATAWBA AND THE CITIES OF GRANITE FALLS, HUDSON, HICKORY, LENOIR, AND SAWMILLS TO ESTABLISH THE CAROLINA AND NORTHWESTERN RAILROAD AUTHORITY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine,

Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, Wood, and Wright - 105.

Voting in the negative: None.

Excused absences: Representatives Barbee, Crawford, Diamont, Howard, McLaughlin, C. Wilson, and P. Wilson - 7.

Committee Substitute for **H.B. 114**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LINCOLN COUNTY TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO SET THE MAXIMUM COMBINED CITY AND COUNTY ROOM OCCUPANCY TAX RATE FOR LINCOLN COUNTY AND THE CITIES AND TOWNS LOCATED IN LINCOLN COUNTY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Russell, Smith, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, and Wright - 101.

Voting in the negative: Representatives Creech and Decker - 2.

Excused absences: Representatives Barbee, Crawford, Diamont, Howard, McLaughlin, C. Wilson, and P. Wilson - 7.

Committee Substitute for **H.B. 649**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF THOMASVILLE TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO SET THE MAXIMUM COMBINED CITY AND COUNTY ROOM OCCUPANCY TAX RATE FOR DAVIDSON COUNTY AND THE CITIES AND TOWNS LOCATED IN DAVIDSON COUNTY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter,

Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Russell, Smith, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, and Wright - 101.

Voting in the negative: Representatives Creech and Decker - 2.

Excused absences: Representatives Barbee, Crawford, Diamont, Howard, McLaughlin, C. Wilson, and P. Wilson - 7.

Committee Substitute for **H.B. 859**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GRANVILLE COUNTY TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO SET THE MAXIMUM COMBINED CITY AND COUNTY ROOM OCCUPANCY TAX RATE FOR GRANVILLE COUNTY AND THE CITIES AND TOWNS LOCATED IN GRANVILLE COUNTY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Russell, Smith, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, and Wright - 101.

Voting in the negative: Representatives Creech and Decker - 2.

Excused absences: Representatives Barbee, Crawford, Diamont, Howard, McLaughlin, C. Wilson, and P. Wilson - 7.

Committee Substitute No. 2 for **H.B. 923**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE ORGANIZATION AND OPERATION OF LIMITED LIABILITY COMPANIES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Dickson, Dockham, Easterling, Edwards, Esposito, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, H. Hunter,

R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Lutz, Mavretic, McAllister, McCombs, McCrary, McLawhorn, Mercer, Michaux, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, Wood, and Wright - 102.

Voting in the negative: Representatives Barnes, Hackney, Luebke, and B. Miller - 4.

Excused absences: Representatives Barbee, Crawford, Diamont, Howard, McLaughlin, C. Wilson, and P. Wilson - 7.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Holt, Committee Substitute for **H.B. 1074**, A BILL TO BE ENTITLED AN ACT TO RAISE THE EDUCATIONAL QUALIFICATIONS FOR THE OFFICE OF MAGISTRATE AND TO MODIFY THE MAGISTRATE'S PAY PLAN ACCORDINGLY, is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

CALENDAR (continued)

House Committee Substitute for **S.B. 868**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE LIQUIDATION OF ASSETS OF CERTAIN DISSOLVED CORPORATIONS WITHOUT REQUIRING COURT INVOLVEMENT AND TO PROVIDE RELIEF FOR CORPORATIONS SEEKING REINSTATEMENT FROM ADMINISTRATIVE DISSOLUTION OR REVOCATION OF CERTIFICATE OF AUTHORITY, passes its second reading, by electronic vote (105-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Michaux for the Committee on Judiciary I:

S.B. 592, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES PERTAINING TO PUBLIC HEALTH REMEDIES, with a favorable report.

On motion of Representative Jack Hunt, seconded by Representative Arnold, the House adjourns at 2:15 p.m. to reconvene June 23 at 1:00 p.m.

EIGHTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, June 23, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 22 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barbee, Diamont, Hall, Howard, Richardson, C. Wilson, P. Wilson, and Wood for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 90, AN ACT TO PROMOTE THE SOURCE REDUCTION OF WASTE IN STATE PURCHASING. (CHAPTER 197)

S.B. 1007, AN ACT TO MAKE VARIOUS TECHNICAL AND CONFORMING REVISIONS TO THE NURSING PRACTICE ACT. (CHAPTER 198)

H.B. 257, AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE EDUCATIONAL LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE CONCERNING SCHOOL ADMINISTRATOR PROGRAMS AT THE CONSTITUENT UNIVERSITY OF NORTH CAROLINA INSTITUTIONS. (CHAPTER 199)

H.B. 430, AN ACT TO INCREASE THE MAXIMUM VEHICLE TAX THAT CAN BE LEVIED IN THE CITY OF GREENVILLE. (CHAPTER 200)

H.B. 490, AN ACT TO CHANGE THE NAME OF THE STATE INDIAN HOUSING AUTHORITY TO THE INDIAN HOUSING AUTHORITY. (CHAPTER 201)

H.B. 533, AN ACT TO ENSURE THE REIMBURSEMENT OF UNEARNED COMMISSIONS TO EMPLOYEES FROM PRIVATE PERSONNEL SERVICES. (CHAPTER 202)

H.B. 599, AN ACT TO AMEND THE REQUIREMENT OF NOTICE TO EMPLOYEES ABOUT WAGE AND HOUR TERMS OF EMPLOYMENT. (CHAPTER 203)

H.B. 668, AN ACT TO REPEAL THE STATUTE PERTAINING TO THE DEPARTMENT OF LABOR'S AUTHORITY TO REQUIRE SEPARATE TOILETS. (CHAPTER 204)

H.B. 715, AN ACT TO INCREASE THE PISTOL PERMIT FEE IN MARTIN COUNTY AND PITT COUNTY FROM FIVE DOLLARS TO TWENTY DOLLARS. (CHAPTER 205)

H.B. 811, AN ACT TO CLARIFY THAT THE BOUNDARIES OF THE TOWN OF ATLANTIC BEACH INCLUDE AN AREA KNOWN AS THE POCKET. (CHAPTER 206)

H.B. 812, AN ACT TO ESTABLISH THE BOUNDARY LINE BETWEEN CARTERET AND CRAVEN COUNTIES. (CHAPTER 207)

H.B. 881, AN ACT TO ESTABLISH SEASONS FOR HUNTING AND TRAPPING FOXES IN FRANKLIN AND GRANVILLE COUNTIES AND TO ESTABLISH SEASONS FOR HUNTING AND TRAPPING FOXES IN BRUNSWICK COUNTY. (CHAPTER 208)

H.B. 937, AN ACT TO REQUIRE THE PARTIES TO A CLAIM FOR EQUITABLE DISTRIBUTION TO EXCHANGE AN INVENTORY AFFIDAVIT. (CHAPTER 209)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Cunningham for the Committee on Insurance:

Committee Substitute for **S.B. 500**, A BILL TO BE ENTITLED AN ACT TO REQUIRE PROSTATE-SPECIFIC ANTIGEN (PSA) TEST COVERAGE IN HEALTH AND ACCIDENT INSURANCE POLICIES, IN HOSPITAL OR MEDICAL SERVICES PLANS, AND IN HMO PLANS, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for June 28. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 664, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF TWO HUNDRED NINETY-EIGHT MILLION DOLLARS GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS, WITH ANY OTHER AVAILABLE FUNDS, FOR CAPITAL IMPROVEMENTS FOR CERTAIN OF THE CONSTITUENT OR AFFILIATED INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Hensley for the Committee on Judiciary III:

S.B. 628, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE SALE OR OTHER TRANSFER OF A CROSSBOW OR THE BOLTS USED WITH THE CROSSBOW UNLESS THE PURCHASER HAS A PERMIT FOR THE WEAPON, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for June 28. The original bill is placed on the Unfavorable Calendar.

S.B. 793, A BILL TO BE ENTITLED AN ACT TO MAKE IT A MISDEMEANOR FOR A PERSON UNDER EIGHTEEN YEARS OF AGE TO POSSESS OR CARRY A HANDGUN AND TO MAKE IT A MISDEMEANOR TO SELL OR TRANSFER ANY HANDGUN TO A PERSON WHO IS UNDER EIGHTEEN YEARS OF AGE, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for June 28. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 889**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR MANDATORY CONTINUING EDUCATION FOR NORTH CAROLINA'S DENTISTS AND DENTAL HYGIENISTS, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for June 28. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Ramsey for the Committee on Financial Institutions:

Senate Committee Substitute for **H.B. 665**, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE REGULATION OF CREDIT INSURANCE AND LOWER PREMIUM RATES CHARGED FOR CREDIT INSURANCE, with recommendation that the House concur.

The Senate committee substitute bill is placed on the Calendar for June 24.

S.B. 466, A BILL TO BE ENTITLED AN ACT TO ALLOW THE ORIGINAL CONTRACTING PRENEED LICENSEE TO RETAIN UP TO TEN PERCENT OF THE FUNDS WHEN TRANSFERRING TRUST DEPOSITS TO A SUCCESSOR FUNERAL ESTABLISHMENT, with a favorable report.

By Representative Michaux for the Committee on Judiciary I:

S.B. 885, A BILL TO BE ENTITLED AN ACT TO INSURE THAT CONSUMERS HAVE THE RIGHT TO SELECT THE PHARMACY OF THEIR CHOICE, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for June 28. The Senate committee substitute bill is placed on the Unfavorable Calendar.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 22, 1993

Mr. Speaker:

Pursuant to your message received Tuesday, June 22, that the House of Representatives fails to concur in Senate Amendment No. 1 to **H.B. 402**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CHILD SUPPORT PAYMENTS BE CONTINUED WHILE THE CHILD IS ENROLLED IN PRIMARY OR SECONDARY SCHOOL, UP TO GRADUATION OR AGE TWENTY, and requests conferees, the President Pro Tempore appoints: Senators Sands, Cooper, and Martin of Guilford, on the part of the Senate to confer with the committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 22, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in House Amendment No. 1 to **S.B. 851**, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE VACANT OFFICE OF CORONER IN SCOTLAND COUNTY, which proposed to change the title upon concurrence to read **S.B. 851**, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE VACANT OFFICE OF CORONER IN SCOTLAND COUNTY AND THE OFFICE OF CORONER IN ROBESON COUNTY, and requests conferees. The President Pro Tempore appoints: Senator Plyler, Chairman; Senators Parnell and Conder, on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

The Speaker appoints Representatives DeVane, Cummings, and Sutton as conferees on the part of the House and the Senate is so notified by Special Message.

MESSAGE FROM THE SENATE

The following is received from the Senate:

Senate Committee Substitute for **H.B. 97**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE LIMIT ON CASH PRIZES FOR RAFFLES, is returned for concurrence in Senate committee substitute and placed on the Calendar for June 24.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Mavretic, House Committee Substitute for **S.B. 554**, A BILL TO BE ENTITLED AN ACT TO ENACT THE FLETCHER-JERALDS OMNIBUS HEALTH REFORM ACT OF 1993, is withdrawn from the Calendar and placed on the Calendar of June 24.

On motion of Representative Rogers, **H.B. 218**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE REGULATION OF THE PRACTICE OF COUNSELING AND THE LICENSURE OF COUNSELORS, is withdrawn from the Calendar and placed on the Calendar of June 30.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate.

H.B. 405, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE CITY OF NORTHWEST, is returned for concurrence in Senate amendment and placed on the Calendar for June 24.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 456**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONVEYANCE OF CERTAIN PROPERTY OWNED BY THE CITY OF NEW BERN TO THE NEUSE RIVER COMMUNITY DEVELOPMENT CORPORATION, INC., is returned for concurrence in Senate committee substitute, which changes the title, and referred to the Committee on Local and Regional Government I.

Senate Committee Substitute for **H.B. 1045**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CITIES AND COUNTIES TO CONTRACT WITH NONEMPLOYEES TO CONDUCT BUILDING INSPECTIONS, is returned for concurrence in Senate committee substitute and placed on the Calendar for June 24.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative R. Hunter for the Committee on Judiciary II:

H.B. 1124, A BILL TO BE ENTITLED AN ACT TO LICENSE SALVAGE VEHICLE DEALERS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 318**, A BILL TO BE ENTITLED AN ACT TO ADOPT THE HERTFORD COUNTY WATERMELON FESTIVAL AND THE FAIR BLUFF WATERMELON FESTIVAL AS THE OFFICIAL NORTH CAROLINA WATERMELON FESTIVALS.

On motion of Representative James, the House concurs in the Senate amendment, by electronic vote (95-1), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 922**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT DESIGN AND CONSTRUCTION REQUIREMENTS OF RULES ADOPTED BY THE COMMISSION FOR HEALTH SERVICES PERTAINING TO PUBLIC SWIMMING POOLS DO NOT APPLY TO PUBLIC SWIMMING POOLS CONSTRUCTED OR REMODELED PRIOR TO A CERTAIN DATE.

On motion of Representative R. Hunter, the House concurs in the Senate committee substitute, by electronic vote (100-0), and the bill is ordered enrolled.

House Committee Substitute for **S.B. 682**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE COUNTIES OF CALDWELL AND CATAWBA AND THE CITIES OF GRANITE FALLS, HUDSON, HICKORY, LENOIR, AND SAWMILLS TO ESTABLISH THE CAROLINA AND NORTHWESTERN RAILROAD AUTHORITY, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Colton, Creech, Culp, Culpepper, Cummings, Daughtry, Decker, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Green, Griffin, Hackney, Hayes, Hensley, Hightower, Hill, Holmes, Jack Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, and Wright - 100.

Voting in the negative: Representative Bowman.

Excused absences: Representatives Barbee, Diamont, Hall, Howard, Richardson, C. Wilson, P. Wilson, and Wood - 8.

Committee Substitute for **H.B. 114**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LINCOLN COUNTY TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO SET THE MAXIMUM COMBINED CITY AND COUNTY ROOM OCCUPANCY TAX RATE FOR LINCOLN COUNTY AND THE CITIES AND TOWNS LOCATED IN LINCOLN COUNTY, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Creech, Culp, Culpepper, Cummings, Daughtry, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hayes, Hensley, Hightower, Hill, Holmes, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Robinson, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, and Wright - 98.

Voting in the negative: Representative Decker.

Excused absences: Representatives Barbee, Diamont, Hall, Howard, Richardson, C. Wilson, P. Wilson, and Wood - 8.

Committee Substitute for **H.B. 649**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF THOMASVILLE TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO SET THE MAXIMUM COMBINED CITY AND COUNTY ROOM OCCUPANCY TAX RATE FOR DAVIDSON COUNTY AND THE CITIES AND TOWNS LOCATED IN DAVIDSON COUNTY, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Creech, Culp, Culpepper, Cummings, Daughtry, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hayes, Hensley, Hightower, Hill, Holmes, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Robinson, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, and Wright - 98.

Voting in the negative: Representative Decker.

Excused absences: Representatives Barbee, Diamont, Hall, Howard, Richardson, C. Wilson, P. Wilson, and Wood – 8.

Committee Substitute for **H.B. 859**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GRANVILLE COUNTY TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO SET THE MAXIMUM COMBINED CITY AND COUNTY ROOM OCCUPANCY TAX RATE FOR GRANVILLE COUNTY AND THE CITIES AND TOWNS LOCATED IN GRANVILLE COUNTY, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Creech, Culp, Culpepper, Cummings, Daughtry, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hayes, Hensley, Hightower, Hill, Holmes, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Robinson, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, and Wright – 98.

Voting in the negative: Representative Decker.

Excused absences: Representatives Barbee, Diamont, Hall, Howard, Richardson, C. Wilson, P. Wilson, and Wood – 8.

Committee Substitute No. 2 for **H.B. 923**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE ORGANIZATION AND OPERATION OF LIMITED LIABILITY COMPANIES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnhill, Beall, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Creech, Culp, Culpepper, Cummings, Daughtry, Decker, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hayes, Hensley, Hightower, Hill, Holmes, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Rogers, Russell, Smith, Spears, Stamey, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, and Wright – 94.

Voting in the negative: Representatives Barnes, Hackney, and Luebke – 3.

Excused absences: Representatives Barbee, Diamont, Hall, Howard, Richardson, C. Wilson, P. Wilson, and Wood - 8.

Committee Substitute No. 2 for **H.B. 233**, A BILL TO BE ENTITLED AN ACT TO REQUIRE LICENSURE OF MARRIAGE AND FAMILY THERAPISTS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, D. Brown, J. Brown, Brubaker, Burton, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hayes, Hightower, Hill, Holt, Judy Hunt, H. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, McCombs, McCrary, McLawhorn, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Robinson, Rogers, Russell, Spears, Stamey, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, and Wright - 91.

Voting in the negative: Representatives Church, Hensley, Holmes, Jack Hunt, R. Hunter, Lutz, Smith, and Stewart - 8.

Excused absences: Representatives Barbee, Diamont, Hall, Howard, Richardson, C. Wilson, P. Wilson, and Wood - 8.

Committee Substitute No. 2 for **H.B. 473**, A BILL TO BE ENTITLED AN ACT TO SEPARATE THE REAL ESTATE APPRAISAL BOARD FROM THE REAL ESTATE COMMISSION, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Berry, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Ellis, Esposito, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hayes, Hensley, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Robinson, Rogers, Russell, Smith, Spears, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, and Wright - 99.

Voting in the negative: Representatives Hightower, Nesbitt, Stewart, and Sutton - 4.

Excused absences: Representatives Barbee, Diamont, Hall, Howard, Richardson, C. Wilson, P. Wilson, and Wood - 8.

Committee Substitute No. 2 for **H.B. 862**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE REGISTRATION OF OUT-OF-STATE PHARMACIES THAT REGULARLY DISTRIBUTE PRESCRIPTION MEDICINES TO CITIZENS OF THE STATE THROUGH THE MAIL OR OTHER COMMON CARRIERS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Beall, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, Wainwright, Weatherly, Wilkins, Wilmoth, and Wright - 103.

Voting in the negative: Representatives Berry and G. Thompson - 2.

Excused absences: Representatives Barbee, Diamont, Hall, Howard, Richardson, C. Wilson, P. Wilson, and Wood - 8.

Committee Substitute for **H.B. 1046**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO UPDATE THE LAWS REGARDING GOVERNMENTAL PURCHASING AND CONTRACTING.

Representative Bowen offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (95-9), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

House Committee Substitute for **S.B. 760**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE GIVING OR RECEIPT OF GIFTS OR FAVORS TO GOVERNMENTAL OFFICERS AND EMPLOYEES CHARGED WITH PREPARING, AWARDING, ADMINISTERING, OR SUPERVISION OF PUBLIC CONTRACTS, passes its second reading, by electronic vote (102-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

S.B. 592, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES PERTAINING TO PUBLIC HEALTH REMEDIES, passes its second reading, by electronic vote (97-5), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative R. Hunter for the Committee on Judiciary II:

S.B. 475, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIME TO SELL HANDICAPPED PARKING PLACARDS, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for June 28. The original bill is placed on the Unfavorable Calendar.

RE-REFERRAL

On motion of Representative R. Hunter, pursuant to Rule 39.2 and without objection, **H.B. 887**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE CITY OF WINSTON-SALEM CITIZEN POLICE REVIEW BOARD MAY IN CONNECTION WITH ITS REVIEWS AND HEARINGS ISSUE SUBPOENAS AND SIMILAR ORDERS AND MAY APPLY TO THE GENERAL COURT OF JUSTICE FOR ENFORCEMENT OF ITS SUBPOENAS AND SIMILAR ORDERS, is withdrawn from the Committee on Judiciary II and re-referred to the Committee on Courts and Justice.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Jeffus, Vice Chair for the Committee on Health and Human Services:

H.B. 1147, A BILL TO BE ENTITLED AN ACT TO SPECIFY THE EFFECT OF CERTAIN TRANSFERS ON ELIGIBILITY FOR STATE MEDICAL ASSISTANCE FOR LONG-TERM CARE, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for June 28. The original bill is placed on the Unfavorable Calendar.

By Representative Fussell for the Committee on Public Employees:

S.B. 84, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A COMPREHENSIVE COMPENSATION SYSTEM FOR STATE EMPLOYEES SUBJECT TO CHAPTER 126 OF THE GENERAL STATUTES AND TO DIRECT THE DISTRIBUTION OF APPROPRIATIONS FOR IMPLEMENTATION OF THIS COMPREHENSIVE COMPENSATION SYSTEM, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

On motion of Representative Jack Hunt, seconded by Representative Cunningham, the House adjourns at 2:35 p.m. to reconvene June 24 at 1:00 p.m.

EIGHTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Thursday, June 24, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 23 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Braswell, Diamont, Howard, Lutz, C. Wilson, P. Wilson, and Wood for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 386, AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO REPLACE CURRENT SCHOOL TENURE LAWS WITH LAWS AND REGULATIONS THAT PROVIDE PROTECTION FOR SCHOOL ADMINISTRATORS FROM ARBITRARY OR CAPRICIOUS ACTION BY A SUPERVISOR. (CHAPTER 210)

S.B. 592, AN ACT TO AMEND THE GENERAL STATUTES PERTAINING TO PUBLIC HEALTH REMEDIES. (CHAPTER 211)

H.B. 318, AN ACT TO ADOPT THE HERTFORD COUNTY WATERMELON FESTIVAL AND THE FAIR BLUFF WATERMELON FESTIVAL AS THE OFFICIAL NORTH CAROLINA WATERMELON FESTIVALS. (CHAPTER 212)

H.B. 476, AN ACT TO CLARIFY THE CONTROLLED SUBSTANCE EXAMINATION REGULATION ACT. (CHAPTER 213)

H.B. 561, AN ACT TO CLARIFY THE MANNER IN WHICH WAGES MUST BE PAID TO EMPLOYEES, AND TO CLARIFY EXEMPTIONS UNDER THE WAGE AND HOUR ACT. (CHAPTER 214)

H.B. 922, AN ACT TO PROVIDE THAT DESIGN AND CONSTRUCTION REQUIREMENTS OF RULES ADOPTED BY THE

COMMISSION FOR HEALTH SERVICES PERTAINING TO PUBLIC SWIMMING POOLS DO NOT APPLY TO PUBLIC SWIMMING POOLS CONSTRUCTED OR REMODELED PRIOR TO A CERTAIN DATE. (CHAPTER 215)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 1028, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STATE TAXPAYERS' RIGHTS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for June 29. The original bill is placed on the Unfavorable Calendar.

By Representative Rogers, Acting Chair for the Committee on Local and Regional Government I:

S.B. 942, A BILL TO BE ENTITLED AN ACT AUTHORIZING BURKE COUNTY TO ASSIST THOROUGHFARE PLAN IMPLEMENTATION, with a favorable report.

S.B. 1019, A BILL TO BE ENTITLED AN ACT TO FACILITATE VOLUNTARY ADDITIONS TO THE EXTRATERRITORIAL JURISDICTION AND TO PERMIT ADDITIONAL VOLUNTARY ANNEXATIONS TO THE TOWN OF APEX, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Ramsey for the Committee on Financial Institutions:

S.B. 681, A BILL TO BE ENTITLED AN ACT TO PERMIT LENDERS TO CURE LOAN DOCUMENTS WHICH MIGHT VIOLATE THE RESTRICTIONS ON LATE CHARGES AS INTERPRETED BY THE NORTH CAROLINA SUPREME COURT, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for June 29. The original bill is placed on the Unfavorable Calendar.

By Representative R. Hunter for the Committee on Judiciary II:

Committee Substitute for **S.B. 164**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT LOCAL GOVERNMENTS HAVE THE AUTHORITY TO IMPOSE CIVIL PENALTIES FOR VIOLATIONS OF THE FIRE PREVENTION CODE OF THE STATE BUILDING CODE, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for June 29. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Michaux for the Committee on Judiciary I:

Committee Substitute for **S.B. 341**, A BILL TO BE ENTITLED AN ACT REGULATING THE PRACTICE OF COMPLEMENTARY MEDICINE AND TO INCREASE THE MEMBERSHIP OF THE BOARD OF MEDICAL EXAMINERS AND INCLUDE MORE PUBLIC MEMBERS, with a favorable report.

Committee Substitute for **S.B. 604**, A BILL TO BE ENTITLED AN ACT TO DESIGNATE THE OFFICE OF ADMINISTRATIVE HEARINGS AS THE DEFERRAL AGENCY FOR CASES UNDER THE AMERICANS WITH DISABILITIES ACT, with a favorable report.

S.B. 684, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE SIMULATED ELECTION "KIDS VOTING" PROJECT MAY TAKE PLACE AT THE POLLING PLACE AND IS NOT CONSIDERED ELECTIONEERING, with a favorable report.

S.B. 726, A BILL TO BE ENTITLED AN ACT TO REGULATE SUNDAY SALES AND CONSUMPTION OF ALCOHOLIC BEVERAGES, with a favorable report.

S.B. 806, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VOTER REGISTRATION SHALL BE THE SOLE CRITERIA FOR ALLOCATING VOTING MACHINES AMONG PRECINCTS, with a favorable report.

By Representative James for the Committee on Agriculture:

H.B. 42, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATION OF THE HORSE RACING IN NORTH CAROLINA LEGISLATIVE RESEARCH COMMISSION STUDY COMMITTEE TO ESTABLISH THE NORTH CAROLINA RACING COMMISSION, AFTER A BINDING REFERENDUM, TO DEVELOP A PROGRAM OF HORSE RACING FOR NORTH CAROLINA, AND TO PROVIDE FUNDS FOR DEVELOPMENT OF THE EQUINE INDUSTRY IN NORTH CAROLINA, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Gottovi for the Committee on Environment:

H.B. 1156, A BILL TO BE ENTITLED AN ACT TO REQUIRE A LICENSE FOR RECREATIONAL HOOK-AND-LINE FISHING IN COASTAL FISHING WATERS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to

original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 59**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISPOSAL OF CERTAIN CLASSES OF RECYCLABLE SOLID WASTE IN LANDFILLS OR BY INCINERATION, with a favorable report.

Committee Substitute for **S.B. 595**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE NUMBER OF SEMESTER HOURS OF STUDY REQUIRED FOR REGISTRATION AS A SANITARIAN, with a favorable report.

RECALL OF BILL FROM SENATE

On motion of Representative Colton, House Committee Substitute for **S.B. 760**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE GIVING OR RECEIPT OF GIFTS OR FAVORS TO GOVERNMENTAL OFFICERS AND EMPLOYEES CHARGED WITH PREPARING, AWARDING, ADMINISTERING, OR SUPERVISION OF PUBLIC CONTRACTS, is recalled from the Senate for further consideration.

Representative Colton, having voted with the prevailing side, moves that the vote by which the bill passed its third reading be reconsidered. This motion carries.

On further motion of Representative Colton, pursuant to Rule 38(b), the bill is withdrawn from the Calendar and re-referred to the Committee on Finance.

CALENDAR

Action is taken on the following:

H.B. 405, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE CITY OF NORTHWEST.

On motion of Representative Wright, the House concurs in the Senate amendment and the bill is ordered enrolled.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 23, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in House Amendment No. 1 to Committee Substitute for **S.B. 30**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A GENERAL MISDEMEANOR TO

COMMIT AN ASSAULT ON A SPORTS OFFICIAL, and requests conferees.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

Senate Committee Substitute for **H.B. 466**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAYNE AND SAMPSON COUNTIES AND THE CITY OF CLINTON TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, is returned for concurrence in Senate committee substitute, which changes the title, and referred to the Committee on Finance.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H.B. 409, A BILL TO BE ENTITLED AN ACT TO EXPAND THE HILDEBRAN TOWN BOARD FROM THREE TO FIVE MEMBERS, is returned for concurrence in Senate amendment and placed on the Calendar for June 28.

H.B. 524, A BILL TO BE ENTITLED AN ACT TO PERMIT CHILDREN UNDER SIXTEEN YEARS OF AGE TO BE EMPLOYED BY THEIR PARENTS ON THE PREMISES OF A BUSINESS HOLDING AN ABC PERMIT, is returned for concurrence in two Senate amendments and placed on the Calendar for June 28.

Senate Committee Substitute for **H.B. 539**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA BUSINESS CORPORATION ACT AND TO AMEND G.S. 54-139 RELATING TO FOREIGN COOPERATIVE CORPORATIONS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is returned for concurrence in Senate committee substitute, which changes the title, and referred to the Committee on Courts and Justice.

S.B. 590, A BILL TO BE ENTITLED AN ACT TO ADD TO THE AUTHORIZED USES OF DESIGNATED BOATING FUNDS BY THE WILDLIFE RESOURCES COMMISSION AND TO INCREASE FEES FOR BOAT CERTIFICATES OF NUMBER, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR (continued)

Senate Committee Substitute for **H.B. 97**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE LIMIT ON CASH PRIZES FOR RAFFLES.

On motion of Representative DeVane, the House concurs in the Senate committee substitute, by electronic vote (89–3), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 665**, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE REGULATION OF CREDIT INSURANCE AND LOWER PREMIUM RATES CHARGED FOR CREDIT INSURANCE.

On motion of Representative B. Miller, the House concurs in the Senate committee substitute, by electronic vote (92–0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 1045**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CITIES AND COUNTIES TO CONTRACT WITH NONEMPLOYEES TO CONDUCT BUILDING INSPECTIONS.

On motion of Representative Miner, the House concurs in the Senate committee substitute, by electronic vote (90–0), and the bill is ordered enrolled.

Committee Substitute No. 2 for **H.B. 233**, A BILL TO BE ENTITLED AN ACT TO REQUIRE LICENSURE OF MARRIAGE AND FAMILY THERAPISTS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Green, Griffin, Hackney, Hayes, Hightower, Hill, Holmes, Holt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, McLawhorn, Michaux, B. Miller, Miner, Mitchell, Morgan, Nesbitt, Nye, Oldham, C. Preston, J. Preston, Ramsey, Richardson, Robinson, Rogers, Russell, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Weatherly, Wilmoth, and Wright – 95.

Voting in the negative: Representative Hensley.

Excused absences: Representatives Braswell, Diamont, Howard, Lutz, Warner, C. Wilson, P. Wilson, and Wood – 8.

Committee Substitute No. 2 for **H.B. 473**, A BILL TO BE ENTITLED AN ACT TO SEPARATE THE REAL ESTATE APPRAISAL BOARD FROM THE REAL ESTATE COMMISSION.

Representative Brubaker offers Amendment No. 1 which is adopted by electronic vote (100–0).

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, Miner, Mitchell, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, and Wright - 101.

Voting in the negative: Representative Hightower.

Excused absences: Representatives Braswell, Colton, Diamont, Howard, Lutz, Warner, C. Wilson, P. Wilson, and Wood - 9.

Committee Substitute No. 2 for **H.B. 862**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE REGISTRATION OF OUT-OF-STATE PHARMACIES THAT REGULARLY DISTRIBUTE PRESCRIPTION MEDICINES TO CITIZENS OF THE STATE THROUGH THE MAIL OR OTHER COMMON CARRIERS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnhill, Beall, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, and Wright - 102.

Voting in the negative: Representative Berry.

Excused absences: Representatives Braswell, Colton, Diamont, Howard, Lutz, Warner, C. Wilson, P. Wilson, and Wood - 9.

House Committee Substitute for **S.B. 554**, A BILL TO BE ENTITLED AN ACT TO ENACT THE FLETCHER-JERALDS OMNIBUS HEALTH REFORM ACT OF 1993.

Representative Mavretic offers Amendment No. 1 which is adopted.

Representative Nesbitt offers Amendment No. 2 which is adopted.

Representative Green offers Amendment No. 3 which is adopted.

Representative H. Hunter offers Amendment No. 4.

Representative H. Hunter calls the previous question on the amendment and the call is sustained.

Amendment No. 4 is adopted.

Representative Barnes offers Amendment No. 5. A division having been called, Amendment No. 5 is adopted by electronic vote (55–39).

Representative Moore offers Amendment No. 6 which is adopted.

Representative Redwine offers Amendment No. 7 which is adopted.

REPRESENTATIVE FITCH, HOUSE MAJORITY LEADER, PRESIDING.

Representative Brawley offers Amendment No. 8.

On motion of Representative Mavretic, seconded by Representative Ramsey, Amendment No. 8 is tabled by electronic vote (66–32).

SPEAKER BLUE PRESIDING.

Representative Mavretic calls the previous question on the passage of the bill and the call is sustained by electronic vote (79–27).

The bill, as amended, passes its second reading by electronic vote (73–35).

Representative Balmer objects to the third reading. The bill remains on the Calendar.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Balmer withdraws his objection to the third reading of House Committee Substitute for **S.B. 554**, A BILL TO BE ENTITLED AN ACT TO ENACT THE FLETCHER-JERALDS OMNIBUS HEALTH REFORM ACT OF 1993.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

CALENDAR (continued)

Committee Substitute for **S.B. 466**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE ORIGINAL CONTRACTING PRENEED LICENSEE TO RETAIN UP TO TEN PERCENT OF THE FUNDS WHEN TRANSFERRING TRUST DEPOSITS TO A SUCCESSOR FUNERAL ESTABLISHMENT.

On motion of Representative Michaux and without objection, consideration of the bill is postponed until June 29.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Rogers and without objection, **S.B. 942**, A BILL TO BE ENTITLED AN ACT AUTHORIZING BURKE COUNTY TO ASSIST THOROUGHFARE PLAN IMPLEMENTATION, is withdrawn from the Calendar of June 28 and re-referred to the Committee on Finance.

REPORT OF SELECT COMMITTEE

Representative Holt sends forth a report from the Select Committee on Sentencing and the Chair forwards the report to the Committees on Appropriations; Rules, Calendar, and Operations of the House; Judiciary I; and Judiciary III. (See Appendix for text of report.)

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 24, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in House Amendment No. 1 to Committee Substitute for **S.B. 30**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A GENERAL MISDEMEANOR TO COMMIT AN ASSAULT ON A SPORTS OFFICIAL, and requests conferees. The President Pro Tempore appoints: Senators Conder, Jordan, and Smith, on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Michaux and without objection, **S.B. 726**, A BILL TO BE ENTITLED AN ACT TO REGULATE SUNDAY SALES AND CONSUMPTION OF ALCOHOLIC BEVERAGES, is withdrawn from the Calendar of June 28 and placed on the Calendar of June 29.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative Hensley for the Committee on Judiciary III:

Committee Substitute for **S.B. 865**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT INFORMATION ON RABIES VACCINATION CERTIFICATES HELD BY COUNTY AGENCIES NOT BE USED FOR COMMERCIAL PURPOSES, with a favorable report.

S.B. 914, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ANY PROVISION IN A CONTRACT TO IMPROVE REAL

PROPERTY THAT PROVIDES THAT THE CONTRACT IS SUBJECT TO THE LAWS OF ANOTHER STATE OR SUBJECT TO LITIGATION AND ARBITRATION IN ANOTHER STATE IS VOID AS AGAINST PUBLIC POLICY, with a favorable report.

Committee Substitute for **S.B. 1006**, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE REGULATION OF PURCHASES OF REGULATED METALS PROPERTY BY SECONDARY METALS RECYCLERS IN NORTH CAROLINA, with a favorable report.

On motion of Representative Jack Hunt, seconded by Representative Joye, the House adjourns at 6:57 p.m. to reconvene Monday, June 28, 1993, at 8:00 p.m.

EIGHTY-NINTH DAY

HOUSE OF REPRESENTATIVES
Monday, June 28, 1993

The House meets at 8:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

The Speaker leads the members in the Pledge of Allegiance.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 24 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brubaker, Diamont, Howard, and Lutz for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 550, AN ACT TO AMEND THE NORTH CAROLINA COMMERCIAL FERTILIZER LAW. (CHAPTER 216)

S.B. 578, AN ACT TO INCREASE THE MAXIMUM SPEED FOR SCHOOL BUSES TO FORTY-FIVE MILES PER HOUR. (CHAPTER 217)

S.B. 868, AN ACT TO PROVIDE FOR THE LIQUIDATION OF ASSETS OF CERTAIN DISSOLVED CORPORATIONS WITHOUT REQUIRING COURT INVOLVEMENT AND TO PROVIDE RELIEF FOR CORPORATIONS SEEKING REINSTATEMENT FROM ADMINISTRATIVE DISSOLUTION OR REVOCATION OF CERTIFICATE OF AUTHORITY. (CHAPTER 218)

H.B. 97, AN ACT TO INCREASE THE LIMIT ON CASH PRIZES FOR RAFFLES. (CHAPTER 219)

H.B. 319, AN ACT TO EXTEND THE BEAR HUNTING SEASON IN PASQUOTANK AND CAMDEN COUNTIES. (CHAPTER 220)

H.B. 320, AN ACT TO REPEAL THE PROHIBITIONS ON HUNTING MALE DEER ON THE OUTER BANKS OF CURRITUCK COUNTY AND ON BEAR HUNTING IN CURRITUCK COUNTY, AND TO AUTHORIZE SEASONS FOR TAKING DEER WITH SHOTGUNS ON A PORTION OF THE OUTER BANKS OF CURRITUCK COUNTY AND FOR HUNTING BLACK BEARS IN CURRITUCK COUNTY. (CHAPTER 221)

H.B. 405, AN ACT TO INCORPORATE THE CITY OF NORTHWEST. (CHAPTER 222)

H.B. 446, AN ACT TO REQUIRE FEES THAT ARE IMPOSED FOR THE INSPECTION AND GRADING OF FARM PRODUCTS AND ARE COLLECTED UNDER AGREEMENTS WITH THE FEDERAL GOVERNMENT TO BE USED AS REQUIRED BY THE AGREEMENTS, AND TO CLARIFY THE AUTHORITY OF THE COMMISSIONER OF AGRICULTURE CONCERNING THESE AGREEMENTS. (CHAPTER 223)

H.B. 491, AN ACT TO REPEAL THE ACT CREATING A REVOLVING LOAN FUND FOR ROBESON COUNTY FROM THE PROCEEDS OF CERTAIN PAST-DUE TAX RECEIPTS. (CHAPTER 224)

H.B. 659, AN ACT TO AUTHORIZE THE COMMISSIONER OF LABOR TO FILE AS JUDGMENTS FINAL ORDERS ASSESSING CIVIL MONEY PENALTIES UNDER THE WAGE AND HOUR ACT. (CHAPTER 225)

H.B. 665, AN ACT TO IMPROVE THE REGULATION OF CREDIT INSURANCE AND LOWER PREMIUM RATES CHARGED FOR CREDIT INSURANCE. (CHAPTER 226)

H.B. 779, AN ACT TO AUTHORIZE THE CITY OF DURHAM AND DURHAM COUNTY TO PROHIBIT ACTS OF DISCRIMINATION IN EMPLOYMENT AND PUBLIC ACCOMMODATIONS BASED ON RACE, COLOR, NATIONAL ORIGIN, RELIGION, SEX, DISABILITY, OR AGE. (CHAPTER 227)

H.B. 828, AN ACT TO REPEAL OBSOLETE PROVISIONS OF THE CHARTER OF THE CITY OF ASHEVILLE. (CHAPTER 228)

H.B. 840, AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE TO AUTHORIZE THE CITY TO RAISE THE THRESHOLD ABOVE WHICH IT MUST SEEK FORMAL BIDS FOR THE PURCHASE OF APPARATUS, SUPPLIES, MATERIALS, OR EQUIPMENT AND TO WAIVE THE REQUIREMENT FOR A BID BOND. (CHAPTER 229)

H.B. 936, AN ACT TO EXPAND THE PROPERTY TAX EXEMPTION FOR NONPROFIT ORGANIZATIONS PROVIDING LOW- AND MODERATE-INCOME HOUSING TO INCLUDE REAL

PROPERTY HELD AS A SITE FOR FUTURE LOW- AND MODERATE-INCOME HOUSING. (CHAPTER 230)

H.B. 938, AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO REPORT ON THE NATIONAL BOARD FOR PROFESSIONAL TEACHING STANDARDS' PROGRAM FOR IDENTIFYING HIGHLY PROFESSIONAL TEACHERS AND RECOMMEND A PLAN FOR PROVIDING MONETARY INCENTIVES FOR TEACHERS TO PARTICIPATE IN THAT PROGRAM. (CHAPTER 231)

H.B. 1045, AN ACT TO AUTHORIZE CITIES AND COUNTIES TO CONTRACT WITH NONEMPLOYEES TO CONDUCT BUILDING INSPECTIONS. (CHAPTER 232)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Redwine for the Committee on Business and Labor:

Committee Substitute for **S.B. 802**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE EMPLOYMENT SECURITY LAWS, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for June 30. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Rogers, Acting Chair for the Committee on Local and Regional Government I:

S.B. 817, A BILL TO BE ENTITLED AN ACT TO EXEMPT ROCKINGHAM COUNTY FROM CERTAIN ZONING NOTICE REQUIREMENTS, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for June 30. The original bill is placed on the Unfavorable Calendar.

S.B. 822, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM MOTOR VEHICLE TAX THAT CAN BE LEVIED IN THE CITY OF CHARLOTTE AND THE TOWN OF MATTHEWS AND TO PROVIDE THAT THE PROCEEDS OF THE ADDITIONAL TAX MAY BE USED ONLY FOR PUBLIC TRANSPORTATION, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

S.B. 992, A BILL TO BE ENTITLED AN ACT TO ALLOW PAMLICO COUNTY TO USE ALTERNATIVE CONSTRUCTION DELIVERY SYSTEMS, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for June 30. The original bill is placed on the Unfavorable Calendar.

S.B. 1082, A BILL TO BE ENTITLED AN ACT TO EXEMPT NASH COUNTY FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING ZONING ORDINANCES FOR WATER SUPPLY WATERSHED PROTECTION, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for June 30. The original bill is placed on the Unfavorable Calendar.

By Representative Hightower for the Committee on State Government:

Committee Substitute for **S.B. 58**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PROCUREMENT POLICY THAT PROMOTES THE PURCHASE OF MATERIALS AND SUPPLIES WITH RECYCLED CONTENT BY THE STATE, THE UNIVERSITY SYSTEM, COMMUNITY COLLEGES, AND PUBLIC SCHOOLS AND TO ESTABLISH CERTAIN GOALS FOR THE PURCHASE OF RECYCLED PAPER AND PAPER PRODUCTS, with a favorable report.

Committee Substitute for **S.B. 744**, A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS STATUTES TO DELETE OBSOLETE REFERENCES TO WARRANTS ISSUED BY THE STATE AUDITOR, TO MAKE TECHNICAL CORRECTIONS IN REFERENCES TO THE STATE AUDITOR'S OVERSIGHT, AND TO REPEAL CHAPTER 112 OF THE GENERAL STATUTES CONFEDERATE HOMES AND PENSIONS, with a favorable report.

S.B. 748, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAND RECORDS MANAGEMENT PROGRAM TO PROVIDE THAT THE SECRETARY OF STATE APPOINT THE MEMBERS OF THE ADVISORY COMMITTEE AND TO INCLUDE A MEMBER OF THE NORTH CAROLINA PROPERTY MAPPERS' ASSOCIATION ON THE ADVISORY COMMITTEE, with a favorable report.

H.B. 602, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE TRAUMA SYSTEM ACT OF 1993, with recommendation that the House do not concur in Senate Amendment No. 1, and do concur in Senate Amendment No. 2.

The bill is placed on the Calendar for June 29.

By Representative Lee for the Committee on Pensions and Retirement:

S.B. 812, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE SUPPLEMENTAL RETIREMENT FUND

FOR FIREFIGHTERS IN THE CITY OF HENDERSONVILLE, with a favorable report.

By Representative Cunningham for the Committee on Insurance:

Committee Substitute for **S.B. 617**, A BILL TO BE ENTITLED AN ACT TO REGULATE THE PRACTICE OF HOME INSPECTIONS, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Hackney and G. Miller for the Committee on Finance:

Senate Committee Substitute for **H.B. 466**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE VARIOUS LOCAL GOVERNMENTS TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE, with recommendation that the House concur.

The Senate committee substitute bill is placed on the Calendar for June 29.

Committee Substitute for **S.B. 1157**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO PERMIT CITIES AND COUNTIES TO ISSUE BONDS TO FINANCE THE PUBLIC PORTION OF ECONOMIC DEVELOPMENT PROJECTS AND TO AUTHORIZE COUNTIES AND CITIES TO ACCEPT AS CONSIDERATION FOR A CONVEYANCE OR LEASE OF PROPERTY TO A PRIVATE PARTY THE AMOUNT OF INCREASED TAX REVENUE EXPECTED TO BE GENERATED BY THE IMPROVEMENTS TO BE CONSTRUCTED ON THE PROPERTY, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Constitutional Amendments and Referenda.

On motion of Representative G. Miller, Committee Amendment Nos. 1-3 are adopted.

On motion of Representative Hackney, Committee Amendment Nos. 4-5 are adopted.

On motion of Representative Decker, Committee Amendment No. 6 is adopted.

The committee substitute bill, as amended, is re-referred to the Committee on Constitutional Amendments and Referenda.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 395**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE RECORDING OF CERTIFIED COPIES OF DOCUMENTS IN THE OFFICE OF THE REGISTER OF DEEDS, is returned for concurrence in Senate committee substitute, which changes the title, and referred to the Committee on Judiciary II.

Senate Committee Substitute for **H.B. 575**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE GASTONIA CITY COUNCIL TO DELEGATE CERTAIN REZONING AUTHORITY TO THE GASTONIA PLANNING COMMISSION, is returned for concurrence in Senate committee substitute, which changes the title, and placed on the Calendar for June 29.

Senate Committee Substitute for **H.B. 813**, A BILL TO BE ENTITLED AN ACT TO AMEND THE POWERS OF THE NEW HANOVER COUNTY AIRPORT AUTHORITY, is returned for concurrence in Senate committee substitute, which changes the title, and placed on the Calendar for June 29.

H.B. 856, A BILL TO BE ENTITLED AN ACT TO ALLOW THE RIEGELWOOD SANITARY DISTRICT TO ACQUIRE PROPERTY WITHIN THE DISTRICT FOR PARKS, RECREATION, AND COMMUNITY PURPOSES, is returned for concurrence in Senate amendment. The Speaker rules the Senate amendment to be material, thus constituting its first reading. The bill is placed on the Calendar for June 29.

Committee Substitute for **S.B. 1141**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE TAX CREDITS FOR QUALIFIED BUSINESS INVESTMENTS AND TO PROVIDE THAT THE TAX CREDITS SHALL SUNSET FOR INVESTMENTS MADE ON OR AFTER JANUARY 1, 1999, is read the first time and referred to the Committee on Finance.

S.B. 1151, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE SPECIALIZED LICENSE PLATES TO COUNTY COMMISSIONERS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 28, 1993

Mr. Speaker:

Pursuant to your message received Tuesday, June 15, 1993, that the House of Representatives fails to concur Senate Committee Substitute for House Committee Substitute for **H.B. 385**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE BLOOD ALCOHOL CONTENT FOR DRIVING WHILE IMPAIRED AND RELATED OFFENSES FROM 0.10 TO 0.08; TO REDUCE THE MINIMUM BLOOD ALCOHOL CONTENT NECESSARY FOR AN IMMEDIATE TEN-DAY REVOCATION OF DRIVING

PRIVILEGES FROM 0.10 TO 0.08; TO REDUCE THE BLOOD ALCOHOL LEVEL TO BE CONSIDERED AS SLIGHT IMPAIRMENT FROM 0.11 TO 0.09; TO MAKE THE RESULTS OF A FIRST BREATH TEST ADMISSIBLE UNDER CERTAIN CIRCUMSTANCES; TO CHANGE THE METHOD OF CALCULATING THE REVOCATION OF A PROVISIONAL LICENSEE'S LICENSE FOR CERTAIN ALCOHOL-RELATED OFFENSES; AND TO PROVIDE CLARIFICATION ABOUT WHEN A PRIOR CONVICTION FOR DRIVING WHILE IMPAIRED CAN BE USED FOR AGGRAVATION PURPOSES, which proposes to change the to title to read Senate Committee Substitute bill for House Committee Substitute for **H.B. 385**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE BLOOD ALCOHOL CONTENT FOR DRIVING WHILE IMPAIRED AND RELATED OFFENSES FROM 0.10 TO 0.08; TO REDUCE THE MINIMUM BLOOD ALCOHOL CONTENT NECESSARY FOR AN IMMEDIATE TEN-DAY REVOCATION OF DRIVING PRIVILEGES FROM 0.10 TO 0.08; TO MAKE THE RESULTS OF A FIRST BREATH TEST ADMISSIBLE UNDER CERTAIN CIRCUMSTANCES; TO ESTABLISH THAT THE REVOCATION OF A PROVISIONAL LICENSEE'S LICENSE FOR DRIVING AFTER CONSUMING ALCOHOL SHALL BE UNTIL THE LICENSEE'S EIGHTEENTH BIRTHDAY OR FORTY-FIVE DAYS, WHICHEVER IS LONGER; TO PROVIDE CLARIFICATION ABOUT WHEN AN EARLIER CONVICTION FOR DRIVING WHILE IMPAIRED CAN BE USED FOR AGGRAVATION PURPOSES; TO ADD A NEW GROSSLY AGGRAVATING FACTOR TO IMPAIRED DRIVING; TO AMEND THE FELONY DEATH BY VEHICLE STATUTE; AND TO REQUIRE EXPUNCTION OF CIVIL REVOCATIONS FOLLOWING ACQUITTAL OF IMPAIRED DRIVING OFFENSES, and requests conferees, the President Pro Tempore appoints: Senator Odom, Chairman; Senators Lee, Blackmon, and Ballance on the part of the Senate to confer with the committee appointed by your Honorable Body to the end that the differences arising may be resolved.

The Office of the Senate Principal Clerk apologizes for the delay of delivery of this message.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Nesbitt for the Committee on Appropriations:

House Committee Substitute for **S.B. 1139**, A BILL TO BE ENTITLED AN ACT TO IMPOSE A PROCESSING FEE ON 20-DAY FAILURES AND TO ADD ADDITIONAL COURT POSITIONS, with a favorable report as to House Committee Substitute Bill No. 2, which changes the title, unfavorable as to House Committee Substitute Bill No. 1.

On motion of Representative Nesbitt, Rule 5(10) is suspended and House Committee Substitute Bill No. 2 is placed on today's Calendar. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Mavretic and without objection, Committee Substitute for **H.B. 1147**, A BILL TO BE ENTITLED AN ACT TO SPECIFY THE EFFECT OF CERTAIN TRANSFERS ON ELIGIBILITY FOR STATE MEDICAL ASSISTANCE FOR LONG-TERM CARE, is withdrawn from the Calendar and re-referred to the Committee on Health and Human Services.

On motion of Representative Black and without objection, **S.B. 806**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VOTER REGISTRATION SHALL BE THE SOLE CRITERIA FOR ALLOCATING VOTING MACHINES AMONG PRECINCTS, is withdrawn from the Calendar and placed on the Calendar for June 29.

On motion of Representative Kuczmarski and without objection, House Committee Substitute for **S.B. 475**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIME TO SELL HANDICAPPED PARKING PLACARDS AND TO REMOVE LANGUAGE ALLOWING THE ISSUANCE OF AN ADDITIONAL PLACARD, is withdrawn from the Calendar and placed on the Calendar for July 1.

CALENDAR

Action is taken on the following:

H.B. 409, A BILL TO BE ENTITLED AN ACT TO EXPAND THE HILDEBRAN TOWN BOARD FROM THREE TO FIVE MEMBERS.

On motion of Representative Church, the House concurs in Senate Amendment No. 1 and the bill is ordered enrolled.

H.B. 524, A BILL TO BE ENTITLED AN ACT TO PERMIT CHILDREN UNDER SIXTEEN YEARS OF AGE TO BE EMPLOYED BY THEIR PARENTS ON THE PREMISES OF A BUSINESS HOLDING AN ABC PERMIT.

On motion of Representative Redwine, the House concurs in Senate Amendment No. 1 by electronic vote (101-0).

On motion of Representative Redwine, the House concurs in Senate Amendment No. 2, by electronic vote (104-0), and the bill is ordered enrolled.

House Committee Substitute No. 2 for **S.B. 1139**, A BILL TO BE ENTITLED AN ACT TO IMPOSE A PROCESSING FEE ON 20-DAY FAILURES AND TO ADD ADDITIONAL COURT POSITIONS.

Representative Barnes offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Barbee, Barnes, Barnhill, Beall, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dickson, Dockham, Easterling, Edwards, Esposito, Flaherty, Fussell, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hensley, Hill, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Spears, Stamey, Stewart, Sutton, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wright - 97.

Voting in the negative: Representatives Balmer, Berry, Decker, Fitch, Hayes, Luebke, Nichols, Smith, and Wood - 9.

Excused absences: Representatives Brubaker, Diamont, Howard, and Lutz - 4.

House Committee Substitute for **S.B. 500**, A BILL TO BE ENTITLED AN ACT TO REQUIRE PROSTATE-SPECIFIC ANTIGEN (PSA) TEST COVERAGE IN HEALTH AND ACCIDENT INSURANCE POLICIES, IN HOSPITAL OR MEDICAL SERVICES PLANS, AND IN HMO PLANS, passes its second reading by electronic vote (106-1).

Representative Mavretic objects to the third reading. The bill remains on the Calendar.

House Committee Substitute for **S.B. 628**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE SALE OR OTHER TRANSFER OF A CROSSBOW UNLESS THE PURCHASER HAS A PERMIT FOR THE WEAPON, passes its second reading by electronic vote (73-27).

Representative Balmer objects to the third reading. The bill remains on the Calendar.

REPRESENTATIVE COLTON, SPEAKER PRO TEMPORE, PRESIDING.

House Committee Substitute for **S.B. 793**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A MISDEMEANOR FOR A PERSON UNDER EIGHTEEN YEARS OF AGE TO POSSESS OR CARRY A HANDGUN AND TO MAKE IT A MISDEMEANOR TO SELL OR TRANSFER ANY HANDGUN TO A PERSON WHO IS UNDER EIGHTEEN YEARS OF AGE, passes its second reading, by electronic vote (68-26), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

House Committee Substitute for **S.B. 889**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR MANDATORY CONTINUING EDUCATION FOR NORTH CAROLINA'S DENTISTS AND DENTAL HYGIENISTS, passes its second reading, by electronic vote (98–1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Cole and without objection, House Committee Substitute for **S.B. 885**, A BILL TO BE ENTITLED AN ACT TO INSURE THAT CONSUMERS HAVE THE RIGHT TO SELECT THE PHARMACY OF THEIR CHOICE, is withdrawn from the Calendar and placed on the Calendar for June 29.

CALENDAR (continued)

Committee Substitute for **S.B. 341**, A BILL TO BE ENTITLED AN ACT REGULATING THE PRACTICE OF COMPLEMENTARY MEDICINE AND TO INCREASE THE MEMBERSHIP OF THE BOARD OF MEDICAL EXAMINERS AND INCLUDE MORE PUBLIC MEMBERS, passes its second reading by electronic vote (91–4).

Representative Russell objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **S.B. 604**, A BILL TO BE ENTITLED AN ACT TO DESIGNATE THE OFFICE OF ADMINISTRATIVE HEARINGS AS THE DEFERRAL AGENCY FOR CASES UNDER THE AMERICANS WITH DISABILITIES ACT, passes its second reading, by electronic vote (93–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 684, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE SIMULATED ELECTION "KIDS VOTING" PROJECT MAY TAKE PLACE AT THE POLLING PLACE AND IS NOT CONSIDERED ELECTIONEERING, passes its second reading, by electronic vote (89–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for **S.B. 59**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISPOSAL OF CERTAIN CLASSES OF RECYCLABLE SOLID WASTE IN LANDFILLS OR BY INCINERATION.

On motion of Representative DeVane and without objection, consideration of the bill is postponed until June 29.

SPEAKER BLUE PRESIDING.

Committee Substitute for **S.B. 595**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE NUMBER OF SEMESTER HOURS OF

STUDY REQUIRED FOR REGISTRATION AS A SANITARIAN, passes its second reading, by electronic vote (94–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for **S.B. 865**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT INFORMATION ON RABIES VACCINATION CERTIFICATES HELD BY COUNTY AGENCIES NOT BE USED FOR COMMERCIAL PURPOSES.

On motion of Representative Hensley and without objection, consideration of the bill is postponed until June 29.

S.B. 914, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ANY PROVISION IN A CONTRACT TO IMPROVE REAL PROPERTY THAT PROVIDES THAT THE CONTRACT IS SUBJECT TO THE LAWS OF ANOTHER STATE OR SUBJECT TO LITIGATION AND ARBITRATION IN ANOTHER STATE IS VOID AS AGAINST PUBLIC POLICY.

On motion of Representative Hensley and without objection, consideration of the bill is postponed until June 29.

Committee Substitute for **S.B. 1006**, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE REGULATION OF PURCHASES OF REGULATED METALS PROPERTY BY SECONDARY METALS RECYCLERS IN NORTH CAROLINA.

On motion of Representative Hensley and without objection, consideration of the bill is postponed until June 29.

On motion of Representative Jack Hunt, seconded by Representative Wood, the House adjourns at 10:35 p.m. to reconvene June 29 at 1:00 p.m.

NINETIETH DAY

HOUSE OF REPRESENTATIVES
Tuesday, June 29, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 28 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (58–2). The Speaker declares a quorum to be present.

Leaves of absence are granted Representatives Diamont, Holmes, Howard, and P. Wilson for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 595, AN ACT TO INCREASE THE NUMBER OF SEMESTER HOURS OF STUDY REQUIRED FOR REGISTRATION AS A SANITARIAN. (CHAPTER 233)

S.B. 604, AN ACT TO DESIGNATE THE OFFICE OF ADMINISTRATIVE HEARINGS AS THE DEFERRAL AGENCY FOR CASES UNDER THE AMERICANS WITH DISABILITIES ACT. (CHAPTER 234)

S.B. 682, AN ACT TO ALLOW THE COUNTIES OF CALDWELL AND CATAWBA AND THE CITIES OF GRANITE FALLS, HUDSON, HICKORY, LENOIR, AND SAWMILLS TO ESTABLISH THE CAROLINA AND NORTHWESTERN RAILROAD AUTHORITY. (CHAPTER 235)

S.B. 684, AN ACT TO PROVIDE THAT THE SIMULATED ELECTION "KIDS VOTING" PROJECT MAY TAKE PLACE AT THE POLLING PLACE AND IS NOT CONSIDERED ELECTIONEERING. (CHAPTER 236)

H.B. 399, AN ACT TO PROVIDE ADDITIONAL PROCEDURES FOR ALEXANDER COUNTY TO INCREASE THE SIZE OF RURAL FIRE PROTECTION DISTRICTS. (CHAPTER 237)

H.B. 409, AN ACT TO EXPAND THE HILDEBRAN TOWN BOARD FROM THREE TO FIVE MEMBERS. (CHAPTER 238)

H.B. 524, AN ACT TO PERMIT CHILDREN UNDER SIXTEEN YEARS OF AGE TO BE EMPLOYED BY THEIR PARENTS ON THE PREMISES OF A BUSINESS HOLDING AN ABC PERMIT. (CHAPTER 239)

H.B. 879, AN ACT TO ALLOW THE CITY OF OXFORD TO MAKE SIDEWALK ASSESSMENTS AND ASSESS WITHOUT A PETITION. (CHAPTER 240)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative Michaux for the Committee on Judiciary I:

S.B. 621, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE FEES FOR REGISTRANTS UNDER THE CONTROLLED SUBSTANCES ACT, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 970, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IT IS A MISDEMEANOR TO ASSEMBLE FOR THE

PURPOSE OF TEACHING ANY TECHNIQUES TO BE USED FOR THE PURPOSE OF INTIMIDATING A PERSON BECAUSE OF THAT PERSON'S RACE, COLOR, RELIGION, NATIONALITY, OR COUNTRY OF ORIGIN, with a favorable report, as amended.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Black and without objection, **S.B. 806**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VOTER REGISTRATION SHALL BE THE SOLE CRITERIA FOR ALLOCATING VOTING MACHINES AMONG PRECINCTS, is withdrawn from the Calendar and placed on the Calendar of July 6.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 136**, A BILL TO BE ENTITLED AN ACT TO EXTEND FOR AN ADDITIONAL FIVE YEARS THE REQUIREMENT THAT COUNTIES USE PART OF THE FIRST HALF-CENT LOCAL SALES TAX PROCEEDS ONLY FOR PUBLIC SCHOOL BUILDINGS, is returned for concurrence in Senate committee substitute, which changes the title, and referred to the Committee on Finance.

H.B. 507, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO AUTHORIZE THE CITY COUNCIL TO REQUIRE OWNERS OF RENTAL PROPERTY WITHIN THE CITY TO AUTHORIZE AN AGENT TO ACCEPT SERVICE OF PROCESS, is returned for concurrence in Senate amendment and placed on the Calendar for June 30.

Senate Committee Substitute for **H.B. 570**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE FOOD AND LODGING SANITATION LAW, is returned for concurrence in Senate committee substitute and placed on the Calendar for June 30.

H.B. 581, A BILL TO BE ENTITLED AN ACT TO MAKE DIFFERENTIATED PAY AVAILABLE FOR ALL STATE-PAID PUBLIC SCHOOL EMPLOYEES, is returned for concurrence in two Senate amendments and placed on the Calendar for June 30.

Committee Substitute for **H.B. 687**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF DURHAM TO AUTHORIZE THE CITY COUNCIL TO DELEGATE TO THE PLANNING COMMISSION AUTHORITY TO REZONE PROPERTY SUBJECT TO CERTAIN RIGHTS OF APPEAL, is returned for concurrence in two Senate amendments and placed on the Calendar for June 30.

H.B. 692, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE CITY OF KINSTON FROM ARTICLE 12, CHAPTER 160A OF THE GENERAL STATUTES IN THE SALE OR LEASE OF CERTAIN SURPLUS REAL PROPERTY TO ADKIN HIGH SCHOOL ALUMNI & FRIENDS, INC., A NORTH CAROLINA NONPROFIT CORPORATION, is returned for concurrence in Senate amendment and placed on the Calendar for June 30.

Committee Substitute for **H.B. 860**, A BILL TO BE ENTITLED AN ACT TO EXEMPT DAVIDSON AND DAVIE COUNTIES, THE TOWNS OF FOREST CITY AND MOCKSVILLE, AND THE CITIES OF LEXINGTON AND THOMASVILLE FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING ZONING ORDINANCES FOR WATER SUPPLY WATERSHED PROTECTION, is returned for concurrence in Senate amendment and placed on the Calendar for June 30.

H.B. 1158, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ERECTION OF OUTDOOR ADVERTISING ON A PORTION OF U.S. HIGHWAY 52 AND NORTH CAROLINA HIGHWAY 752 IN SURRY COUNTY, is returned for concurrence in Senate amendment and referred to the Committee on Transportation.

S.B. 659, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT DEPOSITS ON RETURNABLE AERONAUTIC REPLACEMENT PARTS WILL BE TREATED THE SAME WAY AS DEPOSITS ON RETURNABLE AUTOMOTIVE, INDUSTRIAL, MARINE, AND FARM REPLACEMENT PARTS FOR SALES TAX PURPOSES, is read the first time and referred to the Committee on Finance.

S.B. 1111, A BILL TO BE ENTITLED AN ACT TO ALLOW EACH OF THE MEMBERS OF THE FARMERS MUTUAL FIRE INSURANCE ASSOCIATION OF NORTH CAROLINA TO BE INDEPENDENTLY CHARTERED, is read the first time and referred to the Committee on Insurance.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Nesbitt for the Committee on Appropriations:

H.B. 1216, A BILL TO BE ENTITLED AN ACT TO MAKE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

On motion of Representative Nesbitt, Rule 36(a) is suspended and the committee substitute bill is placed on today's Calendar for immediate consideration. The original bill is placed on the Unfavorable Calendar.

Representative Nesbitt offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (104–5), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate without engrossment by Special Message.

S.B. 1148, A BILL TO BE ENTITLED AN ACT TO MAKE PROVISIONS WHICH AFFECT THE TEACHERS' AND STATE

EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

On motion of Representative Nesbitt, Rule 36(a) is suspended and the House committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

By Representatives Hackney and G. Miller for the Committee on Finance:

Committee Substitute for **H.B. 488**, A BILL TO BE ENTITLED AN ACT TO REGULATE THE PRACTICE OF RESPIRATORY CARE, without prejudice, and recommendation that the bill be re-referred to the Committee on Health and Human Services.

The committee substitute bill is re-referred to the Committee on Health and Human Services.

S.B. 117, A BILL TO BE ENTITLED AN ACT RELATING TO ILLEGALLY PARKED VEHICLES, with a favorable report.

S.B. 442, A BILL TO BE ENTITLED AN ACT TO APPROVE AN ANNEXATION AGREEMENT BETWEEN DAVIDSON COUNTY, THE CITY OF HIGH POINT, AND THE CITY OF THOMASVILLE, AS TO TERRITORY IN DAVIDSON COUNTY, with a favorable report, as amended.

S.B. 789, A BILL TO BE ENTITLED AN ACT TO REVISE THE BOUNDARIES OF THE TOWN OF OAKBORO, with a favorable report.

On motion of Representative Barbee, and without objection, the bill is placed on today's Calendar.

By Representative R. Hunter for the Committee on Judiciary II:

Committee Substitute for **S.B. 939**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE RIGHT OF MOTOR VEHICLE DEALERS IN NORTH CAROLINA TO COMBINE FRANCHISES AT A SINGLE LOCATION, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 1. The Senate committee substitute bill is placed on the Unfavorable Calendar.

CALENDAR

Action is taken on the following:

H.B. 856, A BILL TO BE ENTITLED AN ACT TO ALLOW THE RIEGELWOOD SANITARY DISTRICT TO ACQUIRE PROPERTY WITHIN THE DISTRICT FOR PARKS, RECREATION, AND COMMUNITY PURPOSES.

On motion of Representative Hill, the House concurs in the material Senate amendment on its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culpepper, Cummings, Daughtry, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Russell, Smith, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 105.

Voting in the negative: None.

Excused absences: Representatives Bowen, Diamont, Holmes, Howard, and P. Wilson - 5.

Senate Committee Substitute for **H.B. 466**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE VARIOUS LOCAL GOVERNMENTS TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE.

On motion of Representative Baddour, the House concurs in the Senate committee substitute, by electronic vote (103-0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 575**, A BILL TO BE ENTITLED AN ACT TO ALLOW SPECIFIED CITIES AND COUNTIES TO DELEGATE CERTAIN REZONING AUTHORITY TO THE DESIGNATED PLANNING AGENCY.

On motion of Representative Dickson, the House concurs in the Senate committee substitute and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 813**, A BILL TO BE ENTITLED AN ACT TO AMEND THE POWERS OF THE NEW HANOVER COUNTY AIRPORT AUTHORITY, AND RELATING TO THE DARE COUNTY AIRPORT AUTHORITY.

On motion of Representative Wright, the House concurs in the Senate committee substitute and the bill is ordered enrolled.

H.B. 602, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE TRAUMA SYSTEM ACT OF 1993.

On motion of Representative Beall, the House does not concur in Senate Amendment No. 1, by electronic vote (93–2), and conferees are requested.

On motion of Representative Beall, the House concurs in Senate Amendment No. 2 by electronic vote (98–0).

The Speaker appoints Representatives Beall, G. Miller, and Gray, as conferees on the part of the House, and the Senate is so notified by Special Message.

S.B. 812, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE SUPPLEMENTAL RETIREMENT FUND FOR FIREFIGHTERS IN THE CITY OF HENDERSONVILLE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 789, A BILL TO BE ENTITLED AN ACT TO REVISE THE BOUNDARIES OF THE TOWN OF OAKBORO, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hill, Holt, Jack Hunt, R. Hunter, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, Wood, and Wright – 99.

Voting in the negative: None.

Excused absences: Representatives Bowen, Diamont, Holmes, Howard, and P. Wilson – 5.

House Committee Substitute No. 2 for **S.B. 1139**, A BILL TO BE ENTITLED AN ACT TO IMPOSE A PROCESSING FEE ON TWENTY-DAY FAILURES.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper,

Cummings, Cunningham, Daughtry, Decker, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hill, Holt, Jack Hunt, R. Hunter, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilmoth, and Wright - 97.

Voting in the negative: Representatives Luebke and Wood - 2.

Excused absences: Representatives Bowen, Diamont, Holmes, Howard, and P. Wilson - 5.

S.B. 1066, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR VOTER PREREGISTRATION OF SIXTEEN- AND SEVENTEEN-YEAR OLDS BY DRIVERS LICENSE EXAMINERS.

On motion of Representative Michaux and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary I.

House Committee Substitute for **S.B. 500**, A BILL TO BE ENTITLED AN ACT TO REQUIRE PROSTATE-SPECIFIC ANTIGEN (PSA) TEST COVERAGE IN HEALTH AND ACCIDENT INSURANCE POLICIES, IN HOSPITAL OR MEDICAL SERVICES PLANS, AND IN HMO PLANS.

Representative Mavretic offers Amendment No. 1.

Representative Mavretic calls the previous question on the amendment and the call is sustained.

Amendment No. 1 fails of adoption by electronic vote (47-59).

The bill passes its third reading, by electronic vote (106-1), and is ordered sent to the Senate for concurrence in House committee substitute.

House Committee Substitute for **S.B. 628**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE SALE OR OTHER TRANSFER OF A CROSSBOW UNLESS THE PURCHASER HAS A PERMIT FOR THE WEAPON.

On motion of Representative B. Miller and without objection, the bill is temporarily displaced.

Committee Substitute for **S.B. 341**, A BILL TO BE ENTITLED AN ACT REGULATING THE PRACTICE OF COMPLEMENTARY MEDICINE AND TO INCREASE THE MEMBERSHIP OF THE BOARD OF MEDICAL EXAMINERS AND INCLUDE MORE PUBLIC MEMBERS, passes its third reading, by electronic vote (104-1), and is ordered enrolled.

Committee Substitute for **S.B. 466**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE ORIGINAL CONTRACTING PRENEED LICENSEE TO RETAIN UP TO TEN PERCENT OF THE FUNDS WHEN TRANSFERRING TRUST DEPOSITS TO A SUCCESSOR FUNERAL ESTABLISHMENT.

Representative H. Hunter requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

The bill passes its second reading, by electronic vote (102–1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

House Committee Substitute for **S.B. 885**, A BILL TO BE ENTITLED AN ACT TO INSURE THAT CONSUMERS HAVE THE RIGHT TO SELECT THE PHARMACY OF THEIR CHOICE.

Representative Cole offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (108–1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

Committee Substitute for **H.B. 1028**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STATE TAXPAYERS' RIGHTS, passes its second reading, by electronic vote (103–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

S.J.R. 1252, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WARMOTH THOMAS GIBBS.

On motion of Representative Gist, Rule 41(a) is suspended and the resolution is placed before the House for immediate consideration.

The resolution passes its second reading, by electronic vote (83–0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

CALENDAR (continued)

House Committee Substitute for **S.B. 681**, A BILL TO BE ENTITLED AN ACT TO PERMIT LENDERS TO CURE LOAN DOCUMENTS WHICH MIGHT VIOLATE THE RESTRICTIONS ON LATE CHARGES AS INTERPRETED BY THE NORTH CAROLINA SUPREME COURT AND TO AMEND THE LOAN BROKER ACT, passes its second reading, by electronic vote (83–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

House Committee Substitute for **S.B. 164**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT LOCAL GOVERNMENTS HAVE THE AUTHORITY TO IMPOSE CIVIL PENALTIES FOR VIOLATIONS OF THE FIRE PREVENTION CODE OF THE STATE BUILDING CODE, passes its second reading, by electronic vote (93–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

S.B. 726, A BILL TO BE ENTITLED AN ACT TO REGULATE SUNDAY SALES AND CONSUMPTION OF ALCOHOLIC BEVERAGES.

Representative Black calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading, by electronic vote (59–36), and there being no objection is read a third time.

Representative Decker offers Amendment No. 1.

On motion of Representative Black, seconded by Representative Lemmond, Amendment No. 1 is tabled by electronic vote (57–33).

REPRESENTATIVE FITCH, HOUSE MAJORITY LEADER, PRESIDING.

Representative Black calls the previous question on the passage of the bill and the call is sustained by electronic vote (93–5).

The bill passes its third reading, by electronic vote (61–36), and is ordered enrolled.

Committee Substitute for **S.B. 59**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISPOSAL OF CERTAIN CLASSES OF RECYCLABLE SOLID WASTE IN LANDFILLS OR BY INCINERATION.

Representative DeVane offers Amendment No. 1 which is adopted by electronic vote (77–0).

The bill, as amended, passes its second reading by electronic vote (84–1).

Representative DeVane objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **S.B. 865**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT INFORMATION ON RABIES VACCINATION CERTIFICATES HELD BY COUNTY AGENCIES NOT BE USED FOR COMMERCIAL PURPOSES, passes its second reading, by electronic vote (94–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

House Committee Substitute for **S.B. 1148**, A BILL TO BE ENTITLED AN ACT TO CLARIFY PROVISIONS THAT AFFECT THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN.

Representative Hayes offers Amendment No. 1.

Representative Griffin requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

Amendment No. 1 fails of adoption.

The bill passes its second reading, by electronic vote (94–10), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

INTRODUCTION OF PAGES

Pages for the week of June 28–July 2 are introduced to the membership. They are: Lucinda Aikens of Wake, Elijah Beaty of Forsyth, Kimberly Bell of Mecklenburg, Daniel Bell of Mecklenburg, Aaron Berns of Wake, Jason Buckner of Richmond, Chandler Carmichael of Wake, Cassandra Davis of Durham, Alteric Dunston of Wake, Kimberly Hemmer of Wake, Cedric Hoyt of Wake, Rebecca Jensen of Wake, Gary King, Jr. of New Hanover, Shelton Leggett, Jr. of Bertie, Richard Leissner of Lincoln, Wendy Lewis of New Hanover, Nicholas McAlpin of Cumberland, Victoria McLean of Wake, Nicholas McNaire of Wake, Patrick McNaire of Wake, Gregory Nicks of Forsyth, Kathryn Parker of Madison, Rachel Parker of Onslow, Meredith Pittman of Surry, Darren Price of Wake, John Provancha of Randolph, Robyn Roberts of Wake, Roderick Smith of Wake, Inessa Speight of Greene, Gina Teachey of Onslow, Seth Whitaker of Wake, Linnetta Williams of Wake, and Erin Witherspoon of Catawba.

RE-REFERRALS

On motion of Representative Jack Hunt, pursuant to Rule 39.2, **S.B. 724**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE HIGH ROCK LAKE MARINE COMMISSION, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Finance.

On motion of Representative Jack Hunt, pursuant to Rule 39.2, **H.B. 1226**, A BILL TO BE ENTITLED AN ACT REGARDING OVERLOADING OF MOTOR VEHICLES, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Transportation.

On motion of Representative Jack Hunt, seconded by Representative Oldham, the House adjourns at 5:00 p.m. to reconvene June 30 at 1:00 p.m.

NINETY-FIRST DAY

HOUSE OF REPRESENTATIVES
Wednesday, June 30, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 29 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Diamont, Howard, Kuczmarski, G. Miller, Nichols, Stamey, P. Wilson, and Wood for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 341, AN ACT REGULATING THE PRACTICE OF COMPLEMENTARY MEDICINE AND TO INCREASE THE MEMBERSHIP OF THE BOARD OF MEDICAL EXAMINERS AND INCLUDE MORE PUBLIC MEMBERS. (CHAPTER 241)

S.B. 466, AN ACT TO ALLOW THE ORIGINAL CONTRACTING PRENEED LICENSEE TO RETAIN UP TO TEN PERCENT OF THE FUNDS WHEN TRANSFERRING TRUST DEPOSITS TO A SUCCESSOR FUNERAL ESTABLISHMENT. (CHAPTER 242)

S.B. 726, AN ACT TO REGULATE SUNDAY SALES AND CONSUMPTION OF ALCOHOLIC BEVERAGES. (CHAPTER 243)

S.B. 812, AN ACT TO AMEND THE LAW REGARDING THE SUPPLEMENTAL RETIREMENT FUND FOR FIREFIGHTERS IN THE CITY OF HENDERSONVILLE. (CHAPTER 244)

S.B. 865, AN ACT TO PROVIDE THAT INFORMATION ON RABIES VACCINATION CERTIFICATES HELD BY COUNTY AGENCIES NOT BE USED FOR COMMERCIAL PURPOSES. (CHAPTER 245)

H.B. 466, AN ACT TO AUTHORIZE VARIOUS LOCAL GOVERNMENTS TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY THE DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE. (CHAPTER 246)

H.B. 575, AN ACT TO ALLOW SPECIFIED CITIES AND COUNTIES TO DELEGATE CERTAIN REZONING AUTHORITY TO THE DESIGNATED PLANNING AGENCY. (CHAPTER 247)

H.B. 611, AN ACT TO AMEND THE COMPOSITION, APPOINTMENT PROCESS, TERMS, COMPENSATION, AND DUTIES OF THE ADVISORY COUNCIL FOR THE DIVISION OF VOCATIONAL REHABILITATION SERVICES. (CHAPTER 248)

H.B. 636, AN ACT CONCERNING THE PROCEDURE FOR ADOPTING RULES FOR UNDERWATER ARCHAEOLOGY SITES. (CHAPTER 249)

H.B. 663, AN ACT TO DELINEATE THE RESPONSIBILITIES OF THE DEPARTMENT OF COMMERCE AND THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES REGARDING THE DEVELOPMENT OF THE STATE'S RECYCLING INDUSTRY AND MARKETS FOR RECYCLABLE MATERIALS. (CHAPTER 250)

H.B. 813, AN ACT TO AMEND THE POWERS OF THE NEW HANOVER COUNTY AIRPORT AUTHORITY, AND RELATING TO THE DARE COUNTY AIRPORT AUTHORITY. (CHAPTER 251)

H.B. 946, AN ACT TO ALLOW CERTAIN NONPROFIT BUSINESSES THAT PROVIDE SUPPORTED EMPLOYMENT FOR THE DISABLED TO COME WITHIN THE PURVIEW OF THE STATE POLICY THAT PROMOTES THE USE OF MINORITY, PHYSICALLY HANDICAPPED, AND WOMEN CONTRACTORS FOR STATE CONTRACTS. (CHAPTER 252)

H.B. 1216, AN ACT TO AUTHORIZE THE DIRECTOR OF THE BUDGET TO CONTINUE EXPENDITURES FOR THE OPERATION OF GOVERNMENT AT THE LEVEL IN EFFECT ON JUNE 30, 1993. (CHAPTER 253)

S.J.R. 1252 A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WARMOTH THOMAS GIBBS. (RESOLUTION 20)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Cunningham for the Committee on Insurance:

H.B. 1161, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT BIOLOGICALLY BASED BRAIN DISEASES ARE PHYSICAL ILLNESSES FOR PURPOSES OF HEALTH INSURANCE COVERAGE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for July 5. The original bill is placed on the Unfavorable Calendar.

By Representatives Hackney and G. Miller for the Committee on Finance:

Senate Committee Substitute for **H.B. 136**, A BILL TO BE ENTITLED AN ACT TO EXTEND FOR AN ADDITIONAL FIVE

YEARS THE REQUIREMENT THAT COUNTIES USE PART OF THE TWO HALF-CENT LOCAL SALES TAX PROCEEDS ONLY FOR PUBLIC SCHOOL BUILDINGS AND TO CLARIFY THE PROCEDURE BY WHICH A LOCAL GOVERNMENT MAY USE THE TAX PROCEEDS FOR OTHER LAWFUL PURPOSES IF IT CAN PROVIDE FOR ITS PUBLIC SCHOOL AND WATER AND SEWAGE CAPITAL NEEDS WITHOUT RESTRICTING THE TAX PROCEEDS, with recommendation that the House concur.

On motion of Representative Barnes, the Senate committee substitute bill is placed on today's Calendar.

Committee Substitute for **S.B. 422**, A BILL TO BE ENTITLED AN ACT REGULATING THE PRACTICE OF ACUPUNCTURE AND ADDING THE PRACTICE OF DIETETICS/NUTRITION TO THE LIST OF PRACTICES THAT ARE NOT CONSIDERED PRACTICING MEDICINE WITHOUT A LICENSE, with a favorable report.

By Representative H. Hunter for the Committee on Children, Youth and Families:

S.B. 227, A BILL TO BE ENTITLED AN ACT TO BAN CORPORAL PUNISHMENT FROM CERTAIN "NONREGISTERED" DAY CARE THAT RECEIVES REIMBURSEMENT FROM THE STATE, with a favorable report.

By Representative Gottovi, for the Committee on Environment:

S.B. 1164, A BILL TO BE ENTITLED AN ACT TO CONFORM THE MEANS BY WHICH SOLID WASTE MANAGEMENT FACILITIES MAY DEMONSTRATE FINANCIAL RESPONSIBILITY TO THE REQUIREMENTS OF FEDERAL LAW, with a favorable report.

By Representative R. Hunter for the Committee on Judiciary II:

S.B. 559, A BILL TO BE ENTITLED AN ACT TO RESOLVE THE CONFLICT BETWEEN THE STATE AND FEDERAL SPECIAL EDUCATION LAW REGARDING THE PROCEDURE OF FILING A CIVIL ACTION, with a favorable report.

By Representative Rogers, Acting Chair for the Committee on Local and Regional Government I:

Senate Committee Substitute for **H.B. 456**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONVEYANCE OF CERTAIN PROPERTY OWNED BY THE CITY OF NEW BERN TO THE NEUSE RIVER COMMUNITY DEVELOPMENT CORPORATION, INC. AND TO AUTHORIZE THE BURLINGTON CITY SCHOOL ADMINISTRATIVE UNIT TO DISPOSE OF CERTAIN PROPERTY AT PRIVATE SALE, with recommendation that the House concur.

The Senate committee substitute bill is placed on the Calendar for July 1.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute No. 2 for **H.B. 398**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF HIGH POINT AND TO ALLOW HIGH POINT TO TAKE PROSPECTIVE TAX REVENUES INTO ACCOUNT WHEN TRANSFERRING CERTAIN PROPERTY HELD FOR ECONOMIC DEVELOPMENT, is returned for concurrence in Senate amendment and placed on the Calendar for July 1.

Committee Substitute for **S.B. 591**, A BILL TO BE ENTITLED AN ACT TO RESTRUCTURE THE HUNTING AND FISHING LICENSE SCHEDULE TO MORE CLEARLY DEFINE LICENSE REQUIREMENTS, TO PROVIDE FOR TWELVE-MONTH HUNTING AND FISHING LICENSES, TO ESTABLISH SHORT-TERM AND SEASON NONRESIDENT LICENSES FOR HUNTING GAME, TO PROVIDE FOR A FREE FISHING DAY, AND TO PROVIDE FOR SEVEN NEW MEMBERS OF THE WILDLIFE RESOURCES COMMISSION TO BE APPOINTED BY THE GENERAL ASSEMBLY, is read the first and referred to the Committee on Rules, Calendar, and Operations of the House.

S.B. 692, A BILL TO BE ENTITLED AN ACT AUTHORIZING PITT COUNTY TO INCREASE ITS ROOM OCCUPANCY TAX FROM THREE PERCENT TO NO MORE THAN SIX PERCENT AND PROVIDING FOR THE USE OF THE PROCEEDS OF THE ADDITIONAL TAX, is read the first time and referred to the Committee on Finance.

S.B. 923, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CUMBERLAND COUNTY TO LEVY A PREPARED FOOD AND BEVERAGE TAX TO PROVIDE A MEANS FOR FINANCING ALL OR PART OF AN ARENA IN CUMBERLAND COUNTY, is read the first time and referred to the Committee on Finance.

CALENDAR

Action is taken on the following:

H.B. 856, A BILL TO BE ENTITLED AN ACT TO ALLOW THE RIEGELWOOD SANITARY DISTRICT TO ACQUIRE PROPERTY WITHIN THE DISTRICT FOR PARKS, RECREATION, AND COMMUNITY PURPOSES.

On motion of Representative Hill, the House concurs in the material Senate amendment on its third reading, by the following vote, and the bill is ordered enrolled.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowman, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Crawford, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Grady, Gray, Green, Griffin, Hackney, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Lee, Lemmond, Luebke, Lutz, Mavretic,

McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nye, Oldham, C. Preston, J. Preston, Ramsey, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wright - 97.

Voting in the negative: None.

Excused absences: Representatives Diamont, Howard, Kuczmarski, G. Miller, Nichols, Stamey, P. Wilson, and Wood - 8.

H.B. 507, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO AUTHORIZE THE CITY COUNCIL TO REQUIRE OWNERS OF RENTAL PROPERTY WITHIN THE CITY TO AUTHORIZE AN AGENT TO ACCEPT SERVICE OF PROCESS.

On motion of Representative Luebke, the House concurs in the Senate amendment and the bill is ordered enrolled.

Committee Substitute for **H.B. 687**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF DURHAM TO AUTHORIZE THE CITY COUNCIL TO DELEGATE TO THE PLANNING COMMISSION AUTHORITY TO REZONE PROPERTY SUBJECT TO CERTAIN RIGHTS OF APPEAL.

On motion of Representative Luebke, the House concurs in Senate Amendment Nos. 1 and 2 and the bill is ordered enrolled.

H.B. 692, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE CITY OF KINSTON FROM ARTICLE 12, CHAPTER 160A OF THE GENERAL STATUTES IN THE SALE OR LEASE OF CERTAIN SURPLUS REAL PROPERTY TO ADKIN HIGH SCHOOL ALUMNI & FRIENDS, INC., A NORTH CAROLINA NONPROFIT CORPORATION.

On motion of Representative Russell, the House concurs in the Senate amendment, which changes the title, and the bill is ordered enrolled.

Committee Substitute for **H.B. 860**, A BILL TO BE ENTITLED AN ACT TO EXEMPT DAVIDSON AND DAVIE COUNTIES, THE TOWNS OF FOREST CITY AND MOCKSVILLE, AND THE CITIES OF LEXINGTON AND THOMASVILLE FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING ZONING ORDINANCES FOR WATER SUPPLY WATERSHED PROTECTION.

On motion of Representative Morgan, the House concurs in the Senate amendment, which changes the title, and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 570**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE FOOD AND LODGING SANITATION LAW.

On motion of Representative Joye, the House concurs in the Senate committee substitute, by electronic vote (100–0), and the bill is ordered enrolled.

H.B. 581, A BILL TO BE ENTITLED AN ACT TO MAKE DIFFERENTIATED PAY AVAILABLE FOR ALL STATE-PAID PUBLIC SCHOOL EMPLOYEES.

On motion of Representative Barnes, the House concurs in perfecting Senate Amendment No. 2 by electronic vote (101–0).

On motion of Representative Barnes, the House concurs in Senate Amendment No. 1, by electronic vote (99–0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 136**, A BILL TO BE ENTITLED AN ACT TO EXTEND FOR AN ADDITIONAL FIVE YEARS THE REQUIREMENT THAT COUNTIES USE PART OF THE TWO HALF-CENT LOCAL SALES TAX PROCEEDS ONLY FOR PUBLIC SCHOOL BUILDINGS AND TO CLARIFY THE PROCEDURE BY WHICH A LOCAL GOVERNMENT MAY USE THE TAX PROCEEDS FOR OTHER LAWFUL PURPOSES IF IT CAN PROVIDE FOR ITS PUBLIC SCHOOL AND WATER AND SEWAGE CAPITAL NEEDS WITHOUT RESTRICTING THE TAX PROCEEDS.

On motion of Representative Barnes, the House concurs in the Senate committee substitute, by electronic vote (101–0), and the bill is ordered enrolled.

S.B. 789, A BILL TO BE ENTITLED AN ACT TO REVISE THE BOUNDARIES OF THE TOWN OF OAKBORO, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barbee, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Gray, Green, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Holmes, Jack Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Lee, Lemmond, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Miner, Mitchell, Morgan, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wright – 97.

Voting in the negative: None.

Excused absences: Representatives Diamont, Howard, Kuczmarski, Luebke, G. Miller, Nichols, Stamey, P. Wilson, and Wood – 9.

House Committee Substitute for **S.B. 992**, A BILL TO BE ENTITLED AN ACT TO ALLOW PAMLICO COUNTY TO USE

ALTERNATIVE CONSTRUCTION DELIVERY SYSTEMS AND TO ALLOW MARTIN COUNTY TO CONSTRUCT FACILITIES FOR USE BY THE NORTHEAST REGIONAL EDUCATION CENTER AND TO ACQUIRE NECESSARY LAND AND EQUIPMENT THEREFOR.

On motion of Representative Fitch and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Local and Regional Government I.

S.B. 117, A BILL TO BE ENTITLED AN ACT RELATING TO ILLEGALLY PARKED VEHICLES.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gist, Gottovi, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Jack Hunt, Judy Hunt, H. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Lee, Lemmond, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Mitchell, Morgan, Nesbitt, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wright - 98.

Voting in the negative: Representatives Gardner, Holt, R. Hunter, Miner, and Robinson - 5.

Excused absences: Representatives Diamont, Howard, Kuczmarski, Luebke, G. Miller, Nichols, Stamey, P. Wilson, and Wood - 9.

S.B. 442, A BILL TO BE ENTITLED AN ACT TO APPROVE AN ANNEXATION AGREEMENT BETWEEN DAVIDSON COUNTY, THE CITY OF HIGH POINT, AND THE CITY OF THOMASVILLE, AS TO TERRITORY IN DAVIDSON COUNTY.

On motion of Representative Joye, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin,

Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Lee, Lemmond, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wright - 108.

Voting in the negative: None.

Excused absences: Representatives Diamont, Howard, Kuczmarski, Luebke, G. Miller, Nichols, Stamey, P. Wilson, and Wood - 9.

House Committee Substitute for **S.B. 817**, A BILL TO BE ENTITLED AN ACT TO EXEMPT FORSYTH AND ROCKINGHAM COUNTIES FROM CERTAIN ZONING NOTICE REQUIREMENTS.

On motion of Representative Wilmoth, the bill is temporarily displaced.

House Committee Substitute for **S.B. 1082**, A BILL TO BE ENTITLED AN ACT TO EXEMPT NASH AND FRANKLIN COUNTIES AND THE MUNICIPALITIES LOCATED IN FRANKLIN COUNTY FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING ZONING ORDINANCES FOR WATER SUPPLY WATERSHED PROTECTION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

Committee Substitute No. 2 for **H.B. 218**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE REGULATION OF THE PRACTICE OF COUNSELING AND THE LICENSURE OF COUNSELORS.

Representative Rogers offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Jack Hunt, Judy Hunt, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Lee, Lemmond, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, B. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nye, Oldham,

C. Preston, J. Preston, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wright – 102.

Voting in the negative: None.

Excused absences: Representatives Diamont, Howard, Kuczmarski, Luebke, G. Miller, Nichols, Stamey, P. Wilson, and Wood – 9.

CONFERENCE REPORT

Representative Hackney sends forth the Conference Report on Senate Committee Substitute for **H.B. 385**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE BLOOD ALCOHOL CONTENT FOR DRIVING WHILE IMPAIRED AND RELATED OFFENSES FROM 0.10 TO 0.08; TO REDUCE THE MINIMUM BLOOD ALCOHOL CONTENT NECESSARY FOR AN IMMEDIATE TEN-DAY REVOCATION OF DRIVING PRIVILEGES FROM 0.10 TO 0.08; TO MAKE THE RESULTS OF A FIRST BREATH TEST ADMISSIBLE UNDER CERTAIN CIRCUMSTANCES; TO ESTABLISH THAT THE REVOCATION OF A PROVISIONAL LICENSEE'S LICENSE FOR DRIVING AFTER CONSUMING ALCOHOL SHALL BE UNTIL THE LICENSEE'S EIGHTEENTH BIRTHDAY OR FORTY-FIVE DAYS, WHICHEVER IS LONGER; TO PROVIDE CLARIFICATION ABOUT WHEN AN EARLIER CONVICTION FOR DRIVING WHILE IMPAIRED CAN BE USED FOR AGGRAVATION PURPOSES; TO ADD A NEW GROSSLY AGGRAVATING FACTOR TO IMPAIRED DRIVING; TO AMEND THE FELONY DEATH BY VEHICLE STATUTE; AND TO REQUIRE EXPUNCTION OF CIVIL REVOCATIONS FOLLOWING ACQUITTAL OF IMPAIRED DRIVING OFFENSES. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of July 1.

CALENDAR (continued)

House Committee Substitute for **S.B. 628**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE SALE OR OTHER TRANSFER OF A CROSSBOW UNLESS THE PURCHASER HAS A PERMIT FOR THE WEAPON.

Representative Griffin calls the previous question on the passage of the bill and the call is sustained.

The bill passes its third reading, by electronic vote (64–34), and is ordered sent to the Senate for concurrence in House committee substitute.

Committee Substitute for **S.B. 59**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISPOSAL OF CERTAIN CLASSES OF RECYCLABLE SOLID WASTE IN LANDFILLS OR BY INCINERATION.

On motion of Representative DeVane, consideration of the bill is postponed until July 1.

S.B. 914, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ANY PROVISION IN A CONTRACT TO IMPROVE REAL PROPERTY THAT PROVIDES THAT THE CONTRACT IS SUBJECT TO THE LAWS OF ANOTHER STATE OR SUBJECT TO LITIGATION AND ARBITRATION IN ANOTHER STATE IS VOID AS AGAINST PUBLIC POLICY.

Representative Hackney offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (96-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

Committee Substitute for **S.B. 1006**, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE REGULATION OF PURCHASES OF REGULATED METALS PROPERTY BY SECONDARY METALS RECYCLERS IN NORTH CAROLINA, passes its second reading by electronic vote (73-27).

Representative Ellis objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **S.B. 58**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PROCUREMENT POLICY THAT PROMOTES THE PURCHASE OF MATERIALS AND SUPPLIES WITH RECYCLED CONTENT BY THE STATE, THE UNIVERSITY SYSTEM, COMMUNITY COLLEGES, AND PUBLIC SCHOOLS AND TO ESTABLISH CERTAIN GOALS FOR THE PURCHASE OF RECYCLED PAPER AND PAPER PRODUCTS.

Representative Hightower calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading, by electronic vote (96-8), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 789, AN ACT TO REVISE THE BOUNDARIES OF THE TOWN OF OAKBORO. (CHAPTER 254)

H.B. 136, AN ACT TO EXTEND FOR AN ADDITIONAL FIVE YEARS THE REQUIREMENT THAT COUNTIES USE PART OF THE TWO HALF-CENT LOCAL SALES TAX PROCEEDS ONLY FOR PUBLIC SCHOOL BUILDINGS AND TO CLARIFY THE PROCEDURE BY WHICH A LOCAL GOVERNMENT MAY USE THE TAX PROCEEDS FOR OTHER LAWFUL PURPOSES IF IT CAN PROVIDE FOR ITS PUBLIC SCHOOL AND WATER AND SEWAGE CAPITAL NEEDS WITHOUT RESTRICTING THE TAX PROCEEDS. (CHAPTER 255)

CALENDAR (continued)

Committee Substitute for **S.B. 744**, A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS STATUTES TO DELETE OBSOLETE REFERENCES TO WARRANTS ISSUED BY THE STATE AUDITOR, TO MAKE TECHNICAL CORRECTIONS IN REFERENCES TO THE STATE AUDITOR'S OVERSIGHT, AND TO REPEAL CHAPTER 112 OF THE GENERAL STATUTES CONFEDERATE HOMES AND PENSIONS, passes its second reading, by electronic vote (97–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 748, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAND RECORDS MANAGEMENT PROGRAM TO PROVIDE THAT THE SECRETARY OF STATE APPOINT THE MEMBERS OF THE ADVISORY COMMITTEE AND TO INCLUDE A MEMBER OF THE NORTH CAROLINA PROPERTY MAPPERS' ASSOCIATION ON THE ADVISORY COMMITTEE, passes its second reading, by electronic vote (98–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

House Committee Substitute for **S.B. 802**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE EMPLOYMENT SECURITY LAWS.

On motion of Representative Redwine and without objection, consideration of the bill is postponed until July 6.

S.B. 970, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IT IS A MISDEMEANOR TO ASSEMBLE FOR THE PURPOSE OF TEACHING ANY TECHNIQUES TO BE USED FOR THE PURPOSE OF INTIMIDATING A PERSON BECAUSE OF THAT PERSON'S RACE, COLOR, RELIGION, NATIONALITY, OR COUNTRY OF ORIGIN.

On motion of Representative Hackney, Committee Amendment Nos. 1 and 2 are adopted.

On motion of Representative Michaux, the bill, as amended, is withdrawn from the Calendar and re-referred to the Committee on Judiciary I.

House Committee Substitute for **S.B. 817**, A BILL TO BE ENTITLED AN ACT TO EXEMPT FORSYTH AND ROCKINGHAM COUNTIES FROM CERTAIN ZONING NOTICE REQUIREMENTS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

CONFERENCE REPORT

Representative DeVane sends forth the Conference Report on **S.B. 851**, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE

VACANT OFFICE OF CORONER IN SCOTLAND COUNTY AND THE OFFICE OF CORONER IN ROBESON COUNTY. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of July 1.

On motion of Representative Jack Hunt, seconded by Representative Robinson, the House adjourns at 3:04 p.m. to reconvene July 1 at 1:00 p.m.

NINETY-SECOND DAY

HOUSE OF REPRESENTATIVES
Thursday, July 1, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker Pro Tempore.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 30 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Diamont, Howard, Kinney, Stamey, Warner, and P. Wilson for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Mavretic for the Committee on Health and Human Services:

Committee Substitute for **H.B. 1147**, A BILL TO BE ENTITLED AN ACT TO SPECIFY THE EFFECT OF CERTAIN TRANSFERS ON ELIGIBILITY FOR STATE MEDICAL ASSISTANCE FOR LONG-TERM CARE, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for July 6. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Rogers, Acting Chair for the Committee on Local and Regional Government I:

S.B. 855, A BILL TO BE ENTITLED AN ACT TO EXEMPT STOKES COUNTY FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING ZONING ORDINANCES FOR WATER SUPPLY WATERSHED PROTECTION, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

S.B. 859, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF REIDSVILLE TO ALTER THE SIZE AND METHOD OF ELECTING THE CITY COUNCIL, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for July 6. The original bill is placed on the Unfavorable Calendar.

By Representative Lee for the Committee on Pensions and Retirement:

H.B. 1262, A BILL TO BE ENTITLED AN ACT TO INCREASE THE BENEFITS OF THE LAW ENFORCEMENT OFFICERS', FIREMEN'S, RESCUE SQUAD WORKERS', AND CIVIL AIR PATROL MEMBERS' DEATH BENEFITS ACT, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 1263, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MONTHLY BENEFITS FROM THE NORTH CAROLINA FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Gottovi for the Committee on Environment:

Committee Substitute for **S.B. 875**, A BILL TO BE ENTITLED AN ACT TO REGULATE INTERBASIN TRANSFERS, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 6. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Hackney and G. Miller for the Committee on Finance:

Committee Substitute for **H.B. 686**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE HENDERSON AND TRANSYLVANIA COUNTIES AND THE CITY OF BREVARD TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY A DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE AND TO EXTEND WATER AND SEWER LINES

TO INDUSTRIAL PROPERTIES FOR ECONOMIC DEVELOPMENT PURPOSES, with a favorable report.

Committee Substitute for **H.B. 890**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF MIDDLESEX TO ANNEX A CERTAIN DESCRIBED TERRITORY TO THE CORPORATE LIMITS OF THE TOWN, with a favorable report, as amended.

H.B. 1109, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES AND CITIES TO ENGAGE IN ADDITIONAL LOCAL ECONOMIC DEVELOPMENT ACTIVITIES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for July 6. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 70**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE INSPECTION OF OSTRICHES AND OTHER RATITES UNDER THE MEAT INSPECTION ACT, with a favorable report, as amended.

By Representative R. Hunter for the Committee on Judiciary II:

Committee Substitute for **S.B. 549**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DEPARTMENT OF JUSTICE MAY PROVIDE CRIMINAL RECORD CHECKS TO HOSPITALS, NURSING HOMES, AND AREA MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE AUTHORITIES AND THEIR CONTRACT AGENCIES, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Redwine for the Committee on Business and Labor:

S.B. 738, A BILL TO BE ENTITLED AN ACT TO INCREASE THE QUALIFICATION REQUIREMENTS AND AUTHORIZE AN INCREASE IN FEES FOR PERSONS HOLDING REAL ESTATE LICENSES AS RECOMMENDED BY THE NORTH CAROLINA REAL ESTATE COMMISSION AND TO CHANGE THE TITLE OF REAL ESTATE SALESMAN TO REAL ESTATE SALESPERSON, with a favorable report as to House committee substitute bill, unfavorable as to original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Barnes for the Committee on Education:

S.B. 630, A BILL TO BE ENTITLED AN ACT TO PERMIT RECIPIENTS OF TEACHING FELLOWS SCHOLARSHIP LOANS

TO REPAY THEIR COMMITMENT TO THE STATE BY TEACHING FOR THREE CONSECUTIVE YEARS IN SCHOOL SYSTEMS LOCATED IN LOW-WEALTH COUNTIES, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for July 6. The original bill is placed on the Unfavorable Calendar.

By Representative Cunningham for the Committee on Insurance:

S.B. 1021, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE COST OF EMERGENCY MEDICAL SERVICES FOR AN INMATE IN A LOCAL CONFINEMENT FACILITY SHALL BE PAID BY A THIRD-PARTY INSURER IF THE INMATE HAS SUCH INSURANCE, with a favorable report.

By Representative R. Hunter for the Committee on Judiciary II:

Senate Committee Substitute for **H.B. 395**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE RECORDING OF CERTIFIED COPIES OF DOCUMENTS IN THE OFFICE OF THE REGISTER OF DEEDS AND TO PROVIDE THAT AN ASSIGNMENT OF A MORTGAGE OR DEED OF TRUST NEED NOT BE RECORDED IN ORDER TO PERFECT THE ASSIGNMENT, with recommendation that the House concur.

The Senate committee substitute bill is placed on the Calendar for July 5.

Committee Substitute for **S.B. 913**, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANNUAL CONTINUING EDUCATION FOR REAL ESTATE BROKERS AND SALESPERSONS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 30, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees on Senate Committee Substitute for **H.B. 385**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE BLOOD ALCOHOL CONTENT FOR DRIVING WHILE IMPAIRED AND RELATED OFFENSES FROM 0.10 TO 0.08; TO REDUCE THE MINIMUM BLOOD ALCOHOL CONTENT NECESSARY FOR AN IMMEDIATE TEN-DAY REVOCATION OF DRIVING PRIVILEGES FROM 0.10 TO 0.08; TO MAKE THE RESULTS OF A FIRST BREATH TEST ADMISSIBLE UNDER CERTAIN

CIRCUMSTANCES; TO ESTABLISH THAT THE REVOCATION OF A PROVISIONAL LICENSEE'S LICENSE FOR DRIVING AFTER CONSUMING ALCOHOL SHALL BE UNTIL THE LICENSEE'S EIGHTEENTH BIRTHDAY OR FORTY-FIVE DAYS, WHICHEVER IS LONGER; TO PROVIDE CLARIFICATION ABOUT WHEN AN EARLIER CONVICTION FOR DRIVING WHILE IMPAIRED CAN BE USED FOR AGGRAVATION PURPOSES; TO ADD A NEW GROSSLY AGGRAVATING FACTOR TO IMPAIRED DRIVING; TO AMEND THE FELONY DEATH BY VEHICLE STATUTE; AND TO REQUIRE EXPUNCTION OF CIVIL REVOCATIONS FOLLOWING ACQUITTAL OF IMPAIRED DRIVING OFFENSES, which further changes the title to read: Senate Committee Substitute for **H.B. 385**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE BLOOD ALCOHOL CONTENT FOR DRIVING WHILE IMPAIRED AND RELATED OFFENSES FROM 0.10 TO 0.08; TO REDUCE THE MINIMUM BLOOD ALCOHOL CONTENT NECESSARY FOR AN IMMEDIATE TEN-DAY REVOCATION OF DRIVING PRIVILEGES FROM 0.10 TO 0.08; TO MAKE THE RESULTS OF A FIRST BREATH TEST ADMISSIBLE UNDER CERTAIN CIRCUMSTANCES; TO ESTABLISH THAT THE REVOCATION OF A PROVISIONAL LICENSEE'S LICENSE FOR DRIVING AFTER CONSUMING ALCOHOL SHALL BE UNTIL THE LICENSEE'S EIGHTEENTH BIRTHDAY OR FORTY-FIVE DAYS, WHICHEVER IS LONGER; TO PROVIDE CLARIFICATION ABOUT WHEN AN EARLIER CONVICTION FOR DRIVING WHILE IMPAIRED CAN BE USED FOR AGGRAVATION PURPOSES; TO ADD A NEW GROSSLY AGGRAVATING FACTOR TO IMPAIRED DRIVING; TO AMEND THE FELONY DEATH BY VEHICLE STATUTE; AND TO REQUIRE THAT THERE BE NO INSURANCE CONSEQUENCES FOR A REVOCATION UNDER G.S. 20-16.5 WHEN THERE IS A DISMISSAL OR ACQUITTAL OF THE IMPAIRED DRIVING OFFENSE, to the end that when a similar action has been taken on the part of your Honorable Body, the Speaker may order the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 30, 1993

Mr. Speaker:

Pursuant to the message from the Senate of June 24, 1993, informing the House of Representatives the Senate failed to concur in House Committee Substitute for **S.B. 513**, A BILL TO BE ENTITLED AN ACT TO AMEND THE BANKING LAWS, it is ordered that a message be sent your Honorable Body with the information that the Senate requests conferees. The President Pro Tempore appoints: Senators Winner of Buncombe, Warren, Hoyle, and Harris on the part of the Senate to confer with a like committee appointed by the House to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 30, 1993

Mr. Speaker:

On **S.B. 851**, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE VACANT OFFICE OF CORONER IN SCOTLAND COUNTY AND THE OFFICE OF CORONER IN ROBESON COUNTY, it is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees and the title becomes **S.B. 851**, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE VACANT OFFICE OF CORONER IN SCOTLAND COUNTY, to the end that when a similar action has been taken on the part of the your Honorable Body, the President will order the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 379**, A BILL TO BE ENTITLED AN ACT TO ALLOW HALIFAX COUNTY TO CREATE FIRE PROTECTION DISTRICTS IN WHICH FIRE PROTECTION IS FUNDED BY FEES RATHER THAN TAXES, is returned for concurrence in Senate committee substitute, which changes the title, and referred to the Committee on Local and Regional Government I.

Senate Committee Substitute for **H.B. 876**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NO-WAKE ZONE ON A PORTION OF THE WACCAMAW RIVER, is returned for concurrence in Senate committee substitute, which changes the title, and referred to the Committee on Judiciary II.

Committee Substitute for **H.B. 1021**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL STATE AGENCIES ISSUING BUSINESS LICENSES OR PRIVILEGE LICENSES REPORT QUARTERLY TO THE BUSINESS LICENSE INFORMATION OFFICE THE NUMBER OF LICENSES ISSUED BY CATEGORY, is returned for concurrence in Senate amendment and placed on the Calendar for July 5.

Senate Committee Substitute for **H.B. 1047**, A BILL TO BE ENTITLED AN ACT TO REVISE CERTAIN PROCEDURES FOR APPEAL UNDER THE OCCUPATIONAL SAFETY AND HEALTH ACT, is returned for concurrence in Senate committee substitute and placed on the Calendar for July 5.

Committee Substitute for **S.B. 95**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE STATE FACILITIES ENERGY CONSERVATION PROGRAM; TO AUTHORIZE THE DEPARTMENT OF ADMINISTRATION TO ENTER INTO ALTERNATIVE FINANCING AGREEMENTS FOR THE PURCHASE OF ENERGY CONSERVATION PROJECTS; AND TO AUTHORIZE THE ISSUANCE OF BONDS THAT ARE SECURED BY AN INTEREST IN THE PROPERTY PURCHASED, is read the first time and referred to the Committee on Appropriations.

Committee Substitute for **S.B. 808**, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL LOCAL REVENUE OPTIONS IN ORANGE COUNTY AND TO CORRECT THE CHAPEL HILL CHARTER CONCERNING LOW AND MODERATE HOUSING, is read the first time and referred to the Committee on Local and Regional Government I.

CALENDAR

Action is taken on the following:

CONFERENCE REPORT

Representative Hackney moves the adoption of the following Conference Report.

Senate Committee Substitute for
H.B. 385

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **H.B. 385**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE BLOOD ALCOHOL CONTENT FOR DRIVING WHILE IMPAIRED AND RELATED OFFENSES FROM 0.10 TO 0.08; TO REDUCE THE MINIMUM BLOOD ALCOHOL CONTENT NECESSARY FOR AN IMMEDIATE TEN-DAY REVOCATION OF DRIVING PRIVILEGES FROM 0.10 TO 0.08; TO MAKE THE RESULTS OF A FIRST BREATH TEST ADMISSIBLE UNDER CERTAIN CIRCUMSTANCES; TO ESTABLISH THAT THE REVOCATION OF A PROVISIONAL LICENSEE'S LICENSE FOR DRIVING AFTER CONSUMING ALCOHOL SHALL BE UNTIL THE LICENSEE'S EIGHTEENTH BIRTHDAY OR FORTY-FIVE DAYS, WHICHEVER IS LONGER; TO PROVIDE CLARIFICATION ABOUT WHEN AN EARLIER CONVICTION FOR DRIVING WHILE IMPAIRED CAN BE USED FOR AGGRAVATION PURPOSES; TO ADD A NEW GROSSLY AGGRAVATING FACTOR TO IMPAIRED DRIVING; TO AMEND THE FELONY DEATH BY VEHICLE STATUTE; AND TO REQUIRE EXPUNCTION OF CIVIL REVOCATIONS FOLLOWING ACQUITTAL OF IMPAIRED DRIVING OFFENSES, Senate Judiciary I Committee Substitute Adopted 6/7/93 (Third Edition), wish to report as follows: The House concurs in the Senate Judiciary I Committee Substitute Adopted 6/7/93 (Third

Edition), and the House and the Senate agree to the following amendments:

(1) on page 1, lines 16-17, by rewriting those lines to read: "THAT THERE BE NO INSURANCE CONSEQUENCES FOR A REVOCATION UNDER G.S. 20-16.5 WHEN THERE IS A DISMISSAL OR ACQUITTAL OF THE IMPAIRED DRIVING OFFENSE.";

(2) on page 4, line 13, through page 5, line 7, by rewriting those lines to read:

"'(b3) Sequential Breath Tests Required. -- By January 1, 1985, the regulations of the Commission for Health Services governing the administration of chemical analyses of the breath must require the testing of at least duplicate sequential breath samples. Those regulations must provide:

(1) A specification as to the minimum observation period before collection of the first breath sample and the time requirements as to collection of second and subsequent samples.
(2) That the test results may only be used to prove a person's particular alcohol concentration if:
    a. The pair of readings employed are from consecutively administered tests; and
    b. The readings do not differ from each other by an alcohol concentration greater than 0.02.
(3) That when a pair of analyses meets the requirements of subdivision (2), only the lower of the two readings may be used by the State as proof of a person's alcohol concentration in any court or administrative proceeding.

A person's willful refusal to give the sequential breath samples necessary to constitute a valid chemical analysis is a willful refusal under G.S. 20-16.2(c).

A person's willful refusal to give the second or subsequent breath sample shall make the result of the first breath sample, or the result of the sample providing the lowest alcohol concentration if more than one breath sample is provided, admissible in any judicial or administrative hearing for any relevant purpose, including the establishment that a person had a particular alcohol concentration for conviction of an offense involving impaired driving.'";

(3) on page 5, line 16, through page 6, line 26, by rewriting those lines to read:

"'(c) Determining Existence of Grossly Aggravating ~~Factors; Habitual Offender.~~ Factors. -- At the sentencing hearing, based upon the evidence presented at trial and in the hearing, the judge must first determine whether there are any grossly aggravating factors in the case. ~~If the defendant has been convicted of two prior offenses involving impaired driving and the convictions occurred within seven years before the date of the offense for which he is being sentenced, the judge must impose the Level One punishment under subsection (g).~~ The judge must ~~also~~ impose the Level One punishment under subsection (g) of this section if ~~he~~ the judge determines that two or more ~~of the following~~ grossly aggravating factors ~~apply:~~ apply. The judge must impose the Level Two punishment under subsection (h) of this section if the judge determines that only one of the grossly aggravating factors applies. The grossly aggravating factors are:

(1) A ~~single conviction~~ prior conviction for an offense involving impaired ~~driving, if~~ driving if:
   a. ~~the~~ The conviction occurred within seven years before the date of the offense for which the defendant is being ~~sentenced.~~ sentenced; or
   b. The conviction occurs after the date of the offense for which the defendant is presently being sentenced, but prior to or contemporaneously with the present sentencing.

   Each prior conviction is a separate grossly aggravating factor.
(2) Driving by the defendant at the time of the offense while his driver's license was revoked under G.S. 20-28, and the revocation was an impaired driving revocation under G.S. 20-28.2(a).
(3) Serious injury to another person caused by the defendant's impaired driving at the time of the offense.
(4) Driving by the defendant while a child under the age of 16 years was in the vehicle at the time of the offense.

~~If the judge determines that only one of the above grossly aggravating factors applies, he must impose the Level Two punishment under subsection (h).~~

In imposing a Level One or Two punishment, the judge may consider the aggravating and mitigating factors in subsections (d) and (e) in determining the appropriate sentence. If there are no grossly aggravating factors in the case, the judge must weigh all aggravating and mitigating factors and impose punishment as required by subsection (f).'";

(4) on page 6, lines 32-38, by rewriting those lines to read: "Sec. 11. G.S. 58-36-75 is amended by adding a new subsection to read: '(a2) The subclassification plan shall provide that there shall be no premium surcharge or assessment of points against an insured where (i) the insured's driver's license has been revoked under G.S. 20-16.5; and (ii) the insured is subsequently acquitted of the offense involving impaired driving, as defined in G.S. 20-4.01(24a), that is related to the revocation, or the charge for that offense is dismissed. In addition, no insurer shall use, for rating, underwriting, or classification purposes, including ceding any risk to the Facility or writing any kind of coverage subject to this Article, any license revocation under G.S. 20-16.5 if the insured is acquitted or the charge is dismissed as described in this subsection.'";

(5) on page 6, line 27, by deleting "11" and substituting "10";
(6) on page 6, line 39, by deleting "13" and substituting "12".

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 30th day of June, 1993.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ T. LaFontine Odom	S/ Joe Hackney
S/ Frank W. Ballance, Jr.	S/ Theresa H. Esposito
S/ John Gerald Blackmon	S/ Larry T. Justus
S/ Howard N. Lee	S/ Billy Richardson
	S/ Ronnie Sutton
	S/ Thomas E. Wright

The Conference Report, which changes the title, is adopted, by electronic vote (89–0), and the Senate is so notified by Special Message. The Senate having adopted the Conference Report, the Speaker orders the bill enrolled.

CONFERENCE REPORT

Representative DeVane moves the adoption of the following Conference Report.

S.B. 851

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **S.B. 851**, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE VACANT OFFICE OF CORONER IN SCOTLAND COUNTY.

wish to report as follows: The House recedes from House Amendment #1.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 30th day of June, 1993.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Aaron W. Plyler	S/ Daniel H. DeVane
S/ J. Richard Conder	S/ Ronnie Sutton
S/ David R. Parnell	

The Conference Report, which changes the title, is adopted, by electronic vote (82–14), and the Senate is so notified by Special Message.

Committee Substitute No. 2 for **H.B. 398**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF HIGH POINT AND TO ALLOW HIGH POINT TO TAKE PROSPECTIVE TAX REVENUES INTO ACCOUNT WHEN TRANSFERRING CERTAIN PROPERTY HELD FOR ECONOMIC DEVELOPMENT.

On motion of Representative Jarrell, the House concurs in the Senate amendment, by electronic vote (96–0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 456**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONVEYANCE OF CERTAIN PROPERTY OWNED BY THE CITY OF NEW BERN TO THE NEUSE RIVER COMMUNITY DEVELOPMENT CORPORATION, INC. AND TO AUTHORIZE THE BURLINGTON CITY SCHOOL ADMINISTRATIVE UNIT TO DISPOSE OF CERTAIN PROPERTY AT PRIVATE SALE.

On motion of Representative Wainwright, the House concurs in the Senate committee substitute, by electronic vote (96–0), and the bill is ordered enrolled.

S.B. 117, A BILL TO BE ENTITLED AN ACT RELATING TO ILLEGALLY PARKED VEHICLES.

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Crawford, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dickson, Dockham, Easterling, Edwards, Esposito, Fitch, Flaherty, Fussell, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hill, Holmes, Judy Hunt, Ives, Jarrell, Jeffus, Jenkins, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, Mercer, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Sutton, Wainwright, Weatherly, Wilkins, C. Wilson, and Wright - 91.

Voting in the negative: Representative R. Hunter.

Excused absences: Representatives Diamont, Howard, Kinney, Stamey, Warner, and P. Wilson - 6.

S.B. 442, A BILL TO BE ENTITLED AN ACT TO APPROVE AN ANNEXATION AGREEMENT BETWEEN DAVIDSON COUNTY, THE CITY OF HIGH POINT, AND THE CITY OF THOMASVILLE, AS TO TERRITORY IN DAVIDSON COUNTY.

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dickson, Dockham, Easterling, Edwards, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hensley, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Richardson, Robinson, Rogers, Russell, Smith, Spears, Sutton, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 100.

Voting in the negative: None.

Excused absences: Representatives Diamont, Howard, Kinney, Stamey, Warner, and P. Wilson - 6.

Committee Substitute No. 2 for **H.B. 218**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE REGULATION OF THE PRACTICE OF COUNSELING AND THE LICENSURE OF COUNSELORS.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate for concurrence in House Committee Substitute No. 2.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Berry, Black, Bowen, Bowie, Bowman, Braswell, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Crawford, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Esposito, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Robinson, Rogers, Smith, Spears, Sutton, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 93.

Voting in the negative: None.

Excused absences: Representatives Diamont, Howard, Kinney, Stamey, Warner, and P. Wilson - 6.

Committee Substitute No. 2 for **S.B. 422**, A BILL TO BE ENTITLED AN ACT REGULATING THE PRACTICE OF ACUPUNCTURE AND ADDING THE PRACTICE OF DIETETICS/NUTRITION TO THE LIST OF PRACTICES THAT ARE NOT CONSIDERED PRACTICING MEDICINE WITHOUT A LICENSE.

On motion of the Chair and without objection, the bill is temporarily displaced.

Committee Substitute for **S.B. 59**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISPOSAL OF CERTAIN CLASSES OF RECYCLABLE SOLID WASTE IN LANDFILLS OR BY INCINERATION.

Representative Mavretic offers Amendment No. 2.

SPEAKER BLUE PRESIDING.

Representative Mavretic calls the previous question on the amendment and the call is sustained.

Amendment No. 2 fails of adoption by electronic vote (40-67).

The bill, as amended, passes its third reading, by electronic vote (101-4), and is ordered sent to the Senate for concurrence in House amendment.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 58, AN ACT TO ESTABLISH A PROCUREMENT POLICY THAT PROMOTES THE PURCHASE OF MATERIALS AND SUPPLIES WITH RECYCLED CONTENT BY THE STATE, THE UNIVERSITY SYSTEM, COMMUNITY COLLEGES, AND PUBLIC SCHOOLS AND TO ESTABLISH CERTAIN GOALS FOR THE PURCHASE OF RECYCLED PAPER AND PAPER PRODUCTS. (CHAPTER 256)

S.B. 744, AN ACT TO AMEND VARIOUS STATUTES TO DELETE OBSOLETE REFERENCES TO WARRANTS ISSUED BY THE STATE AUDITOR, TO MAKE TECHNICAL CORRECTIONS IN REFERENCES TO THE STATE AUDITOR'S OVERSIGHT, AND TO REPEAL CHAPTER 112 OF THE GENERAL STATUTES CONFEDERATE HOMES AND PENSIONS. (CHAPTER 257)

S.B. 748, AN ACT TO AMEND THE LAND RECORDS MANAGEMENT PROGRAM TO PROVIDE THAT THE SECRETARY OF STATE APPOINT THE MEMBERS OF THE ADVISORY COMMITTEE AND TO INCLUDE A MEMBER OF THE NORTH CAROLINA PROPERTY MAPPERS' ASSOCIATION ON THE ADVISORY COMMITTEE. (CHAPTER 258)

S.B. 793, AN ACT TO MAKE IT A MISDEMEANOR FOR A PERSON UNDER EIGHTEEN YEARS OF AGE TO POSSESS OR CARRY A HANDGUN AND TO MAKE IT A MISDEMEANOR TO SELL OR TRANSFER ANY HANDGUN TO A PERSON WHO IS UNDER EIGHTEEN YEARS OF AGE. (CHAPTER 259)

H.B. 494, AN ACT TO STREAMLINE THE ADMINISTRATION OF THE PROSPECTIVE TEACHER SCHOLARSHIP LOAN FUND AND TO PERMIT TEACHER ASSISTANTS TO QUALIFY FOR LOANS FROM THE FUND. (CHAPTER 260)

H.B. 507, AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO AUTHORIZE THE CITY COUNCIL TO REQUIRE OWNERS OF RENTAL PROPERTY WITHIN THE CITY TO AUTHORIZE AN AGENT TO ACCEPT SERVICE OF PROCESS. (CHAPTER 261)

H.B. 570, AN ACT TO CLARIFY THE FOOD AND LODGING SANITATION LAW. (CHAPTER 262)

H.B. 581, AN ACT TO MAKE DIFFERENTIATED PAY AVAILABLE FOR ALL STATE-PAID PUBLIC SCHOOL EMPLOYEES. (CHAPTER 263)

H.B. 687, AN ACT TO AMEND THE CHARTER OF THE CITY OF DURHAM TO AUTHORIZE THE CITY COUNCIL TO DELEGATE TO THE PLANNING COMMISSION AUTHORITY TO REZONE PROPERTY SUBJECT TO CERTAIN RIGHTS OF APPEAL. (CHAPTER 264)

H.B. 692, AN ACT TO EXEMPT THE CITY OF KINSTON FROM ARTICLE 12, CHAPTER 160A OF THE GENERAL STATUTES IN THE SALE OR LEASE OF CERTAIN SURPLUS REAL PROPERTY TO ADKIN HIGH SCHOOL ALUMNI AND FRIENDS, INC., A

NORTH CAROLINA NONPROFIT CORPORATION. (CHAPTER 265)

H.B. 856, AN ACT TO ALLOW THE RIEGELWOOD SANITARY DISTRICT TO ACQUIRE PROPERTY WITHIN THE DISTRICT FOR PARKS, RECREATION, AND COMMUNITY PURPOSES. (CHAPTER 266)

H.B. 860, AN ACT TO EXEMPT VARIOUS COUNTIES, TOWNS AND CITIES FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING ZONING ORDINANCES FOR WATER SUPPLY WATERSHED PROTECTION. (CHAPTER 267)

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 1, 1993

Mr. Speaker:

Pursuant to your message received June 29, 1993, that the House of Representatives fails to concur in Senate Amendment No. 1 to **H.B. 602**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE TRAUMA SYSTEM ACT OF 1993, and requests conferees, the President Pro Tempore appoints: Senator Sands, Chairman; Senators Richardson and Folger, on the part of the Senate to confer with the committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 1, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in House Committee Substitute No. 2 for **S.B. 1139**, A BILL TO BE ENTITLED AN ACT TO INCREASE FEES IN THE GENERAL COURT OF JUSTICE, TO ESTABLISH THE PERCENTAGE RATES FOR THE PUBLIC UTILITY REGULATORY FEE AND THE INSURANCE REGULATORY CHARGE, AND TO PROVIDE FOR HEARINGS FOR PERSONS WHO FAIL TO APPEAR IN CRIMINAL COURT, which proposed to change the title to read House Committee Substitute No. 2 for **S.B. 1139**, A BILL TO BE ENTITLED AN ACT TO IMPOSE A PROCESSING FEE ON TWENTY-DAY FAILURES, and requests conferees. The President Pro Tempore appoints: Senator Odom, Chairman; Senators Sands, Ballance, Blackmon, and Winner of Buncombe, on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

The Speaker appoints Representatives Hackney, G. Miller, R. Hunter, Culpepper, C. Preston, Wright, and Daughtry as conferees on the part of the House and the Senate is so notified by Special Message.

CONFEREES APPOINTED

The Speaker announces the following conferees on House Committee Substitute for **S.B. 513**, A BILL TO BE ENTITLED AN ACT TO AMEND THE BANKING LAWS: Representatives R. Hunter, Church, Cunningham, Spears, Tallent, and Justus.

The Senate is so notified by Special Message.

CALENDAR (continued)

Committee Substitute for **S.B. 1006**, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE REGULATION OF PURCHASES OF REGULATED METALS PROPERTY BY SECONDARY METALS RECYCLERS IN NORTH CAROLINA.

Representative Hensley offers Amendment No. 1 which is adopted by electronic vote (93–0).

Representative Jack Hunt inquires of the Chair if the title is germane to the bill. The Speaker rules that the title does accurately reflect the content of the bill and it is germane.

The bill, as amended, passes its third reading, by electronic vote (89–2), and is ordered sent to the Senate for concurrence in House amendment.

House Committee Substitute for **S.B. 475**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIME TO SELL HANDICAPPED PARKING PLACARDS AND TO REMOVE LANGUAGE ALLOWING THE ISSUANCE OF AN ADDITIONAL PLACARD.

On motion of Representative Kuczmarski and without objection, the bill is withdrawn from the Calendar and re–referred to the Committee on Judiciary II.

House Committee Substitute for **S.B. 939**, A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN PROVISIONS WITHIN ARTICLE 12 OF CHAPTER 20 OF THE GENERAL STATUTES OF NORTH CAROLINA RELATING TO THE RIGHT OF MOTOR VEHICLE DEALERS TO COMBINE FRANCHISES AT A SINGLE LOCATION AND PERSONS WHO ARRANGE TRANSACTIONS INVOLVING THE SALE OF NEW MOTOR VEHICLES, passes its second reading by electronic vote (91–9).

Representative Cunningham objects to the third reading. The bill remains on the Calendar.

S.B. 227, A BILL TO BE ENTITLED AN ACT TO BAN CORPORAL PUNISHMENT FROM CERTAIN "NONREGISTERED" DAY CARE THAT RECEIVES REIMBURSEMENT FROM THE STATE.

Representative Jeffus calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading, by electronic vote (80–24), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for **S.B. 422,** A BILL TO BE ENTITLED AN ACT REGULATING THE PRACTICE OF ACUPUNCTURE AND ADDING THE PRACTICE OF DIETETICS/NUTRITION TO THE LIST OF PRACTICES THAT ARE NOT CONSIDERED PRACTICING MEDICINE WITHOUT A LICENSE.

Representative Gamble offers Amendment No. 2.

On motion of Representative Colton, seconded by Representative Luebke, Amendment No. 2 is tabled by electronic vote (64–30).

Representative Colton calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Barnes, Barnhill, Beall, Berry, Black, Bowen, Braswell, Brawley, D. Brown, Brubaker, Burton, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Decker, Diamont, Dickson, Dockham, Easterling, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Gray, Green, Griffin, Hackney, Hall, Hill, Holmes, Holt, Judy Hunt, H. Hunter, R. Hunter, James, Jarrell, Jeffus, Jenkins, Justus, Kennedy, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Mitchell, Moore, Nesbitt, Nichols, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Smith, Spears, Sutton, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright – 81.

Voting in the negative: Representatives Balmer, Bowie, Church, Daughtry, Edwards, Esposito, Hayes, Hensley, Jack Hunt, Kuczmarski, Miner, Nye, Robinson, Rogers, Russell, and G. Thompson – 16.

Excused absences: Representatives DeVane, Howard, Kinney, G. Miller, Morgan, Stamey, Warner, and P. Wilson – 8.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Michaux for the Committee on Judiciary I:

Committee Substitute for **S.B. 709**, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM COMMERCIAL CODE TO CLARIFY AND MODIFY THE LAW ON LAYAWAY CONTRACTS, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 6. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 970, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IT IS A MISDEMEANOR TO ASSEMBLE FOR THE PURPOSE OF TEACHING ANY TECHNIQUES TO BE USED FOR THE PURPOSE OF INTIMIDATING A PERSON BECAUSE OF THAT PERSON'S RACE, COLOR, RELIGION, NATIONALITY, OR COUNTRY OF ORIGIN, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for July 6. The original bill is placed on the Unfavorable Calendar.

By Representative R. Hunter for the Committee on Judiciary II:

S.B. 860, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PUBLIC RECORDS LAW WITH RESPECT TO CRIMINAL INVESTIGATIVE RECORDS, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for July 6. The original bill is placed on the Unfavorable Calendar.

By Representative Hensley for the Committee on Judiciary III:

H.B. 906, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE COST OF COLLECTING CHILD SUPPORT ARREARAGES THROUGH THE SETOFF DEBT COLLECTION ACT SHALL NOT BE DEDUCTED FROM THE ARREARAGES, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

S.B. 431, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO INCREASE THE MAXIMUM AMOUNT THAT MAY BE RECOVERED IN STRICT LIABILITY FOR DAMAGE TO PERSON OR PROPERTY BY MINORS, with a favorable report.

CALENDAR (continued)

S.B. 1164, A BILL TO BE ENTITLED AN ACT TO CONFORM THE MEANS BY WHICH SOLID WASTE MANAGEMENT

FACILITIES MAY DEMONSTRATE FINANCIAL RESPONSIBILITY TO THE REQUIREMENTS OF FEDERAL LAW, passes its second reading, by electronic vote (90–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 559, A BILL TO BE ENTITLED AN ACT TO RESOLVE THE CONFLICT BETWEEN THE STATE AND FEDERAL SPECIAL EDUCATION LAW REGARDING THE PROCEDURE OF FILING A CIVIL ACTION, passes its second reading, by electronic vote (95–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Brubaker and without objection, House Committee Substitute for **S.B. 939**, A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN PROVISIONS WITHIN ARTICLE 12 OF CHAPTER 20 OF THE GENERAL STATUTES OF NORTH CAROLINA RELATING TO THE RIGHT OF MOTOR VEHICLE DEALERS TO COMBINE FRANCHISES AT A SINGLE LOCATION AND PERSONS WHO ARRANGE TRANSACTIONS INVOLVING THE SALE OF NEW MOTOR VEHICLES, is withdrawn from the Calendar of July 5 and placed on the Calendar of July 6.

On motion of Representative Jack Hunt, seconded by Representative Gray, the House adjourns at 4:12 p.m. to reconvene Monday, July 5, 1993, at 8:00 p.m.

NINETY-THIRD DAY

HOUSE OF REPRESENTATIVES
Monday, July 5, 1993

The House meets at 8:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

The Speaker leads the members in the Pledge of Allegiance.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 1 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (78–0).

Leaves of absence are granted Representatives Barnhill, Bowen, Dickson, Howard, Lee, Mercer, Miner, Oldham, Wilkins, and Wood for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Michaux for the Committee on Judiciary I:

Committee Substitute for **S.B. 125**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PURCHASE MONEY SECURITY INTEREST CONTINUES WHEN THE UNDERLYING AGREEMENT IS MODIFIED WITH SAME CREDITOR AND APPLICATION OF PAYMENTS IN A CONSUMER CREDIT SALE IS ON THE BASIS THAT THE FIRST PAYMENTS SHALL BE APPLIED TO THE FIRST PURCHASE TO SATISFY THAT AND OTHER DEBTS ACCORDINGLY, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 7. The Senate committee substitute bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced, read the first time and referred to committee:

By Representatives Richardson, DeVane, Nye, and Spears:

H.J.R. 1497, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF HENRY MCMILLAN TYSON, FORMER MEMBER OF THE GENERAL ASSEMBLY, is referred to the Committee on Rules, Calendar, and Operations of the House.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H.B. 818, A BILL TO BE ENTITLED AN ACT TO DEFINE THE LIMITS OF LOCAL GOVERNMENT EMPLOYEE POLITICAL ACTIVITIES, is returned for concurrence in Senate amendment and placed on the Calendar for July 6.

Committee Substitute No. 2 for **S.B. 60**, A BILL TO BE ENTITLED AN ACT TO IMPOSE AN ADVANCE DISPOSAL TAX ON NEW WHITE GOODS, TO REQUIRE EACH COUNTY TO PROVIDE FOR THE MANAGEMENT OF DISCARDED WHITE GOODS, AND TO PROVIDE FOR THE REMOVAL OF CHLOROFLUOROCARBON REFRIGERANTS FROM WHITE GOODS, is read the first time and referred to the Committee on Finance.

Committee Substitute for **S.B. 871**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CITIES AND TOWNS TO LEVY A PRIVILEGE LICENSE TAX ON CONTRACTORS ENGAGED IN THE BUSINESS OF MAKING IMPROVEMENTS TO BUILDINGS AND STRUCTURES AND TO INCREASE THE COLLECTIBILITY OF MUNICIPAL PRIVILEGE LICENSE TAXES, is read the first time and referred to the Committee on Finance.

Committee Substitute for **S.B. 1044**, A BILL TO BE ENTITLED AN ACT TO IMPOSE A SURTAX ON CERTAIN SHORT-TERM CAR RENTALS, TO USE THE PROCEEDS OF THE TAX TO

COMPENSATE RENTAL CAR COMPANIES FOR THE AMOUNT OF VEHICLE REGISTRATION FEES AND PROPERTY TAXES PAID ON THEIR RENTAL CARS, AND TO DISTRIBUTE ANY REMAINING PROCEEDS TO THE HIGHWAY FUND AND THE HIGHWAY TRUST FUND, is read the first time and referred to the Committee on Finance.

S.B. 1121, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS AND TO REMOVE OBSOLETE SECTIONS OF THE SOIL CONSERVATION DISTRICT LAW, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 395**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE RECORDING OF CERTIFIED COPIES OF DOCUMENTS IN THE OFFICE OF THE REGISTER OF DEEDS AND TO PROVIDE THAT AN ASSIGNMENT OF A MORTGAGE OR DEED OF TRUST NEED NOT BE RECORDED IN ORDER TO PERFECT THE ASSIGNMENT.

On motion of Representative Redwine, the House concurs in the Senate committee substitute, by electronic vote (83–0), and the bill is ordered enrolled.

Committee Substitute for **H.B. 1021**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL STATE AGENCIES ISSUING BUSINESS LICENSES OR PRIVILEGE LICENSES REPORT QUARTERLY TO THE BUSINESS LICENSE INFORMATION OFFICE THE NUMBER OF LICENSES ISSUED BY CATEGORY.

On motion of Representative Spears, the House concurs in the Senate amendment, by electronic vote (92–0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 1047**, A BILL TO BE ENTITLED AN ACT TO REVISE CERTAIN PROCEDURES FOR APPEAL UNDER THE OCCUPATIONAL SAFETY AND HEALTH ACT.

On motion of the Chair and without objection, consideration of the bill is postponed until July 6.

Committee Substitute for **H.B. 890**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF MIDDLESEX TO ANNEX A CERTAIN DESCRIBED TERRITORY TO THE CORPORATE LIMITS OF THE TOWN.

On motion of Representative Creech, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barbee, Barnes, Beall, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gardner, Gist, Gottovi, Grady, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Luebke, Lutz, McAllister, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nichols, Nye, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Wainwright, Warner, Weatherly, Wilmoth, C. Wilson, P. Wilson, and Wright - 91.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Bowen, Dickson, Howard, Lee, Mercer, Miner, Oldham, Wilkins, and Wood - 10.

Committee Substitute for **H.B. 686**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE HENDERSON AND TRANSYLVANIA COUNTIES AND THE CITY OF BREVARD TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY A DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE AND TO EXTEND WATER AND SEWER LINES TO INDUSTRIAL PROPERTIES FOR ECONOMIC DEVELOPMENT PURPOSES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barbee, Barnes, Beall, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, R. Hunter, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Luebke, Lutz, McAllister, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nichols, Nye, C. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Wainwright, Warner, Weatherly, Wilmoth, C. Wilson, P. Wilson, and Wright - 92.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Bowen, Dickson, Howard, Lee, Mercer, Miner, Oldham, Wilkins, and Wood - 10.

Committee Substitute No. 2 for **S.B. 422**, A BILL TO BE ENTITLED AN ACT REGULATING THE PRACTICE OF ACUPUNCTURE AND ADDING THE PRACTICE OF DIETETICS/NUTRITION TO THE LIST OF PRACTICES THAT ARE NOT CONSIDERED PRACTICING MEDICINE WITHOUT A LICENSE.

On motion of Representative Colton and without objection, the bill is temporarily displaced.

Committee Substitute for **S.B. 70**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE INSPECTION OF OSTRICHES AND OTHER RATITES UNDER THE MEAT INSPECTION ACT.

On motion of Representative Hackney, Committee Amendment No. 1 is adopted.

On motion of Representative James and without objection, the bill, as amended, is temporarily displaced.

Committee Substitute for **H.B. 1161**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE MENTAL HEALTH STUDY COMMISSION TO STUDY INSURANCE COVERAGE FOR BIOLOGICALLY BASED BRAIN DISEASES, passes its second reading, by electronic vote (93–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.B. 1021, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE COST OF EMERGENCY MEDICAL SERVICES FOR AN INMATE IN A LOCAL CONFINEMENT FACILITY SHALL BE PAID BY A THIRD-PARTY INSURER IF THE INMATE HAS SUCH INSURANCE.

On motion of the Chair, the bill is temporarily displaced.

S.B. 431, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO INCREASE THE MAXIMUM AMOUNT THAT MAY BE RECOVERED IN STRICT LIABILITY FOR DAMAGE TO PERSON OR PROPERTY BY MINORS.

On motion of Representative Hensley, consideration of the bill is postponed until July 6.

Committee Substitute for **S.B. 70**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE INSPECTION OF OSTRICHES AND OTHER RATITES UNDER THE MEAT INSPECTION ACT.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Dockham, Easterling, Edwards, Esposito, Fitch, Flaherty, Fussell, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, R. Hunter, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Luebke, Lutz, McAllister, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nichols, Nye, C. Preston, J. Preston,

Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Wainwright, Warner, Weatherly, Wilmoth, P. Wilson, and Wright - 93.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Bowen, Dickson, Howard, Lee, Mercer, Miner, Oldham, Wilkins, and Wood - 10.

Committee Substitute No. 2 for **S.B. 422**, A BILL TO BE ENTITLED AN ACT REGULATING THE PRACTICE OF ACUPUNCTURE AND ADDING THE PRACTICE OF DIETETICS/NUTRITION TO THE LIST OF PRACTICES THAT ARE NOT CONSIDERED PRACTICING MEDICINE WITHOUT A LICENSE.

On motion of Representative Colton and without objection, consideration of the bill is postponed until July 6.

POINT OF PERSONAL PRIVILEGE

Representative P. Wilson rises on a point of personal privilege and announces her intent to resign her seat as a member of the House of Representatives in order to move to Alaska.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Michaux and without objection, **S.B. 1021**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE COST OF EMERGENCY MEDICAL SERVICES FOR AN INMATE IN A LOCAL CONFINEMENT FACILITY SHALL BE PAID BY A THIRD-PARTY INSURER IF THE INMATE HAS SUCH INSURANCE, is withdrawn from the Calendar and placed on the Calendar of July 6.

INTRODUCTION OF PAGES

Pages for the week of July 5-9 are introduced to the membership. They are: Elizabeth Beaver of Rowan, Andrew Bennington of Orange, Kyle Blackmon of Wake, Joi Braswell of Wayne, Corinna Byrd of Buncombe, Wendy Daniels of Vance, Catherine Drill of Durham, Matthew Eades of Catawba, April Edwards of Greene, Aaron Edwards of Durham, David Etheridge of Harnett, Jonathan Evans of Moore, Tiffany Guthrie of Carteret, Carlton Hawkins of Vance, Zak Kamykowski of Wake, Benjamin Lukowski of Lincoln, Jennifer Melville of Haywood, Nicole Mitchell of Wake, Tara Mozingo of Pitt, Carrie Newton of Rowan, Jonathan Norman of Yadkin, Jimmy Parrish III of Chowan, Michelle Ray of Buncombe, Yvonne Rayburn of Mecklenburg, Dwayne Tunstall of Wake, Kristin Watt of Wake, Leslie Whitlock of Guilford, and Rodney Wooten of Lenoir.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 227, AN ACT TO BAN CORPORAL PUNISHMENT FROM CERTAIN "NONREGISTERED" DAY CARE THAT RECEIVES REIMBURSEMENT FROM THE STATE. (CHAPTER 268)

S.B. 500, AN ACT TO REQUIRE PROSTATE-SPECIFIC ANTIGEN (PSA) TEST COVERAGE IN HEALTH AND ACCIDENT INSURANCE POLICIES, IN HOSPITAL OR MEDICAL SERVICES PLANS, AND IN HMO PLANS. (CHAPTER 269)

S.B. 559, AN ACT TO RESOLVE THE CONFLICT BETWEEN THE STATE AND FEDERAL SPECIAL EDUCATION LAW REGARDING THE PROCEDURE OF FILING A CIVIL ACTION. (CHAPTER 270)

S.B. 817, AN ACT TO EXEMPT FORSYTH AND ROCKINGHAM COUNTIES FROM CERTAIN ZONING NOTICE REQUIREMENTS. (CHAPTER 271)

S.B. 851, AN ACT TO ABOLISH THE VACANT OFFICE OF CORONER IN SCOTLAND COUNTY. (CHAPTER 272)

S.B. 1164, AN ACT TO CONFORM THE MEANS BY WHICH SOLID WASTE MANAGEMENT FACILITIES MAY DEMONSTRATE FINANCIAL RESPONSIBILITY TO THE REQUIREMENTS OF FEDERAL LAW. (CHAPTER 273)

H.B. 214, AN ACT TO ABOLISH THE SPOUSAL DEFENSE TO A PROSECUTION FOR RAPE OR SEXUAL OFFENSE. (CHAPTER 274)

H.B. 398, AN ACT TO AMEND THE CHARTER OF THE CITY OF HIGH POINT AND TO ALLOW HIGH POINT TO TAKE PROSPECTIVE TAX REVENUES INTO ACCOUNT WHEN TRANSFERRING CERTAIN PROPERTY HELD FOR ECONOMIC DEVELOPMENT. (CHAPTER 275)

H.B. 424, AN ACT TO AUTHORIZE THE CITY OF BURLINGTON TO CONVEY CERTAIN SURPLUS PROPERTY BY PRIVATE SALE. (CHAPTER 276)

H.B. 456, AN ACT TO AUTHORIZE THE CONVEYANCE OF CERTAIN PROPERTY OWNED BY THE CITY OF NEW BERN TO THE NEUSE RIVER COMMUNITY DEVELOPMENT CORPORATION, INC., AND TO AUTHORIZE THE BURLINGTON CITY SCHOOL ADMINISTRATIVE UNIT TO DISPOSE OF CERTAIN PROPERTY AT PRIVATE SALE. (CHAPTER 277)

H.B. 474, AN ACT TO ENLARGE THE PURPOSES OF THE NORTH CAROLINA SEAFOOD INDUSTRIAL PARK AUTHORITY TO INCLUDE THE PROMOTION OF GENERAL MARITIME ACTIVITIES. (CHAPTER 278)

H.B. 520, AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO AUTHORIZE THE GIVING OF NOTICE OF SPECIAL MEETINGS OF THE CITY COUNCIL OR ANY OTHER PUBLIC BODY OF THE CITY BY MEANS OF FACSIMILE TRANSMISSION OR ELECTRONIC MAIL. (CHAPTER 279)

H.B. 731, AN ACT TO REPEAL AN ACT TO PREVENT THE OPERATION OF LOUDSPEAKERS, AMPLIFYING SYSTEMS,

AND PUBLIC ADDRESS SYSTEMS IN CABARRUS COUNTY. (CHAPTER 280)

H.B. 757, AN ACT CONCERNING PUBLIC-PRIVATE REIMBURSEMENT AGREEMENTS FOR INFRASTRUCTURE DEVELOPMENT BY THE TOWN OF GARNER. (CHAPTER 281)

H.B. 762, AN ACT TO PROVIDE FOR MODIFICATION OF THE HAYWOOD COUNTY PREDEVELOPMENT ORDINANCE. (CHAPTER 282)

H.B. 794, AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM WITH RESPECTS TO THE SERVICE OF COMPLAINTS AND ORDERS IN HOUSING CODE CASES. (CHAPTER 283)

H.B. 841, AN ACT TO MAKE VARIOUS AMENDMENTS TO THE PRINCIPAL AND INCOME ACT. (CHAPTER 284)

H.B. 385, AN ACT TO REDUCE THE BLOOD ALCOHOL CONTENT FOR DRIVING WHILE IMPAIRED AND RELATED OFFENSES FROM 0.10 TO 0.08; TO REDUCE THE MINIMUM BLOOD ALCOHOL CONTENT NECESSARY FOR AN IMMEDIATE TEN-DAY REVOCATION OF DRIVING PRIVILEGES FROM 0.10 TO 0.08; TO MAKE THE RESULTS OF A FIRST BREATH TEST ADMISSIBLE UNDER CERTAIN CIRCUMSTANCES; TO ESTABLISH THAT THE REVOCATION OF A PROVISIONAL LICENSEE'S LICENSE FOR DRIVING AFTER CONSUMING ALCOHOL SHALL BE UNTIL THE LICENSEE'S EIGHTEENTH BIRTHDAY OR FORTY-FIVE DAYS, WHICHEVER IS LONGER; TO PROVIDE CLARIFICATION ABOUT WHEN AN EARLIER CONVICTION FOR DRIVING WHILE IMPAIRED CAN BE USED FOR AGGRAVATION PURPOSES; TO ADD A NEW GROSSLY AGGRAVATING FACTOR TO IMPAIRED DRIVING; TO AMEND THE FELONY DEATH BY VEHICLE STATUTE; AND TO REQUIRE THAT THERE BE NO INSURANCE CONSEQUENCES FOR A REVOCATION UNDER G.S. 20-16.5 WHEN THERE IS A DISMISSAL OR ACQUITTAL OF THE IMPAIRED DRIVING OFFENSE. (CHAPTER 285)

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 5, 1993

Mr. Speaker:

It is ordered that a message be sent the House of Representatives with the information that the conferees appointed on Committee Substitute for **S.B. 30**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A GENERAL MISDEMEANOR TO COMMIT AN ASSAULT ON A SPORTS OFFICIAL, have been dismissed and the Senate withdraws its request for conferees.

The Senate has reconsidered the vote by which it failed to concur in House Amendment No. 1, has subsequently concurred, and the bill has been ordered enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative R. Hunter for the Committee on Judiciary II:

S.B. 633, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STAGGERED TERMS FOR MEMBERS OF THE PAROLE COMMISSION, with a favorable report, as amended.

Committee Substitute for **S.B. 924**, A BILL TO BE ENTITLED AN ACT TO RAISE THE FEES CHARGED BY REGISTERS OF DEEDS FOR THE RECORDING OF INSTRUMENTS AND FOR THE PROBATE OF INSTRUMENTS, TO PROVIDE THAT REGISTERS OF DEEDS SHALL NOT CHARGE A FEE FOR RECORDING THE SATISFACTION OF MORTGAGES AND DEEDS OF TRUST, AND TO REMOVE THE REQUIREMENT THAT SUBSTITUTIONS OF TRUSTEES BE RECORDED AS SEPARATE INSTRUMENTS, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The Senate committee substitute bill is placed on the Unfavorable Calendar.

On motion of Representative Jack Hunt, seconded by Representative P. Wilson, the House adjourns at 8:52 p.m. to reconvene July 6 at 1:00 p.m.

NINETY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, July 6, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 5 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhill, Diamont, Gist, Howard, and Oldham for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 30, AN ACT TO MAKE IT A GENERAL MISDEMEANOR TO COMMIT AN ASSAULT ON A SPORTS OFFICIAL. (CHAPTER 286)

S.B. 628, AN ACT TO PROHIBIT THE SALE OR OTHER TRANSFER OF A CROSSBOW UNLESS THE PURCHASER HAS A PERMIT FOR THE WEAPON. (CHAPTER 287)

H.B. 395, AN ACT TO CLARIFY THE LAW REGARDING THE RECORDING OF CERTIFIED COPIES OF DOCUMENTS IN THE OFFICE OF THE REGISTER OF DEEDS AND TO PROVIDE THAT AN ASSIGNMENT OF A MORTGAGE OR DEED OF TRUST NEED NOT BE RECORDED IN ORDER TO PERFECT THE ASSIGNMENT. (CHAPTER 288)

H.B. 1021, AN ACT TO REQUIRE THAT ALL STATE AGENCIES ISSUING BUSINESS LICENSES OR PRIVILEGE LICENSES REPORT QUARTERLY TO THE BUSINESS LICENSE INFORMATION OFFICE THE NUMBER OF LICENSES ISSUED BY CATEGORY. (CHAPTER 289)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

S.B. 689, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF DURHAM TO PROVIDE RELOCATION ASSISTANCE PAYMENTS FOR THE VALUE OF MORTGAGE CREDIT CERTIFICATES, with a favorable report.

Committee Substitute for **S.B. 773**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM CONCERNING THE EFFECTIVE DATES OF ORDINANCES ANNEXING TERRITORY TO THE CITY AND ANNEXATIONS BY PETITION, AND CONCERNING ANNEXATION BOUNDARIES, with a favorable report, as amended.

Committee Substitute for **S.B. 809**, A BILL TO BE ENTITLED AN ACT TO MAKE SUNDRY AMENDMENTS RELATING TO LOCAL GOVERNMENTS IN ORANGE AND CHATHAM COUNTIES, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 8. The Senate committee substitute bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 822**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM MOTOR VEHICLE TAX THAT CAN BE LEVIED IN THE CITY OF CHARLOTTE AND THE TOWN OF MATTHEWS AND TO PROVIDE THAT THE PROCEEDS OF THE ADDITIONAL TAX MAY BE USED ONLY FOR PUBLIC MASS TRANSPORTATION, with a favorable report.

S.B. 1019, A BILL TO BE ENTITLED AN ACT TO FACILITATE VOLUNTARY ADDITIONS TO THE EXTRATERRITORIAL JURISDICTION AND TO PERMIT ADDITIONAL VOLUNTARY ANNEXATIONS TO THE TOWN OF APEX, with a favorable report.

Committee Substitute for **S.B. 1141**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE TAX CREDITS FOR QUALIFIED BUSINESS INVESTMENTS AND TO PROVIDE THAT THE TAX CREDITS SHALL SUNSET FOR INVESTMENTS MADE ON OR AFTER JANUARY 1, 1999, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 8. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Hensley for the Committee on Judiciary III:

H.B. 798, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE PRIORITIES FOR PAYMENT OF LIABILITY CLAIMS WHEN MORE THAN ONE INSURANCE POLICY COVERS A RENTED VEHICLE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 892**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A DELINQUENT JUVENILE ON PROBATION AND REQUIRED TO ATTEND SCHOOL AS A CONDITION OF PROBATION BE REQUIRED TO MAINTAIN A PASSING GRADE IN FOUR COURSES, with a favorable report.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **H.B. 485**, A BILL TO BE ENTITLED AN ACT TO ADOPT THE INLAND NAVIGATION RULES AS THE LAW IN THIS STATE, is returned for concurrence in two Senate amendments and placed on the Calendar for July 7.

S.B. 63, A BILL TO BE ENTITLED AN ACT TO REPEAL THE TWO PERCENT RESTRICTION ON THE USE OF PROCEEDS OF THE REGIONAL TRANSPORTATION AUTHORITY REGISTRATION TAX FOR ADMINISTRATIVE PURPOSES, is read the first time and referred to the Committee on Transportation.

Committee Substitute for **S.B. 1195**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IF LAND TAXED AT ITS PRESENT USE VALUE IS DONATED TO A COUNTY OR MUNICIPALITY, THERE SHALL BE NO ROLLBACK OF DEFERRED TAXES, is read the first time and referred to the Committee on Finance.

S.B. 1222, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A DISABLED SPORTSMAN PROGRAM UNDER THE WILDLIFE RESOURCES COMMISSION, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 1047**, A BILL TO BE ENTITLED AN ACT TO REVISE CERTAIN PROCEDURES FOR APPEAL UNDER THE OCCUPATIONAL SAFETY AND HEALTH ACT.

On motion of Representative Bowen, the House concurs in the Senate committee substitute, by electronic vote (89–1), and the bill is ordered enrolled.

H.B. 818, A BILL TO BE ENTITLED AN ACT TO DEFINE THE LIMITS OF LOCAL GOVERNMENT EMPLOYEE POLITICAL ACTIVITIES.

On motion of Representative Fitch, the House concurs in Senate Amendment No. 2, by electronic vote (78–13), and the bill is ordered enrolled.

Committee Substitute for **H.B. 890**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF MIDDLESEX TO ANNEX A CERTAIN DESCRIBED TERRITORY TO THE CORPORATE LIMITS OF THE TOWN.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Dickson, Dockham, Easterling, Edwards, Esposito, Flaherty, Fussell, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Nichols, C. Preston, J. Preston, Ramsey, Redwine, Robinson, Rogers, Russell, Smith, Stewart, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright – 89.

Voting in the negative: Representatives Decker and Fitch – 2.

Excused absences: Representatives Barnhill, Diamont, Gist, Howard, and Oldham – 5.

Committee Substitute for **H.B. 686**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE HENDERSON AND TRANSYLVANIA

COUNTIES AND THE CITY OF BREVARD TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY A DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE AND TO EXTEND WATER AND SEWER LINES TO INDUSTRIAL PROPERTIES FOR ECONOMIC DEVELOPMENT PURPOSES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Dickson, Dockham, Easterling, Edwards, Esposito, Fitch, Flaherty, Fussell, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hall, Hayes, Hightower, Hill, Holt, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nichols, C. Preston, J. Preston, Ramsey, Redwine, Robinson, Rogers, Russell, Smith, Stewart, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright - 92.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Diamont, Gist, Howard, and Oldham - 5.

House Committee Substitute for **S.B. 859**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF REIDSVILLE TO ALTER THE SIZE AND METHOD OF ELECTING THE CITY COUNCIL, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

Committee Substitute No. 2 for **S.B. 422**, A BILL TO BE ENTITLED AN ACT REGULATING THE PRACTICE OF ACUPUNCTURE AND ADDING THE PRACTICE OF DIETETICS/NUTRITION TO THE LIST OF PRACTICES THAT ARE NOT CONSIDERED PRACTICING MEDICINE WITHOUT A LICENSE.

Representative Colton offers Amendment No. 3 which is adopted by electronic vote (94-2).

Representative Russell offers Amendment No. 4 which is adopted by electronic vote (100-2).

Representative Baddour offers Amendment No. 5 which fails of adoption by electronic vote (42-63).

Representative Colton calls the previous question on the passage of the bill.

The call for the previous question is not sustained by electronic vote (35–70).

Representative Gamble offers Amendment No. 6 which is adopted by electronic vote (108–1).

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House amendments.

Those voting in the affirmative are: Representatives Alexander, Baddour, Barnes, Beall, Black, Bowen, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Culp, Culpepper, Cummings, Cunningham, Decker, Dickson, Dockham, Easterling, Ellis, Fitch, Flaherty, Fussell, Gardner, Gottovi, Gray, Green, Griffin, Hackney, Hall, Hensley, Hightower, Hill, Holmes, Holt, Judy Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Justus, Kennedy, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, G. Miller, Mitchell, Moore, Nesbitt, Nichols, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Smith, Spears, Stamey, Sutton, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright – 85.

Voting in the negative: Representatives Arnold, Balmer, Barbee, Berry, Bowie, Creech, Daughtry, Edwards, Esposito, Gamble, Grady, Hayes, Jack Hunt, Lee, Miner, Morgan, Nye, Robinson, Rogers, Russell, Stewart, and G. Thompson – 22.

Excused absences: Representatives Barnhill, Diamont, Gist, Howard, and Oldham – 5.

Committee Substitute for **S.B. 70**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE INSPECTION OF OSTRICHES AND OTHER RATITES UNDER THE MEAT INSPECTION ACT.

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Green, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Spears, Stewart, Sutton, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, P. Wilson, Wood, and Wright – 102.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Diamont, Gist, Howard, and Oldham – 5.

Committee Substitute for **H.B. 1109**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES AND CITIES TO ENGAGE IN ADDITIONAL LOCAL ECONOMIC DEVELOPMENT ACTIVITIES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barnes, Beall, Berry, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hensley, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nesbitt, Nichols, Nye, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Stewart, Sutton, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, and P. Wilson – 95.

Voting in the negative: Representatives Barbee, Gamble, Lee, C. Preston, and Wood – 5.

Excused absences: Representatives Barnhill, Diamont, Gist, Howard, and Oldham – 5.

Committee Substitute No. 2 for **H.B. 1147**, A BILL TO BE ENTITLED AN ACT TO SPECIFY THE EFFECT OF CERTAIN TRANSFERS ON ELIGIBILITY FOR STATE MEDICAL ASSISTANCE FOR LONG-TERM CARE.

On motion of Representative Jack Hunt, the bill is withdrawn from the Calendar and re-referred to the Committee on Finance.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative H. Hunter for the Committee on Children, Youth and Families:

S.B. 493, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO DEVELOP JOINT TRAINING ON CHILD ABUSE AND NEGLECT INVESTIGATIONS AND CRIMINAL PROSECUTION, with a favorable report, as amended.

Committee Substitute for **S.B. 496**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD

FATALITY TASK FORCE TO ESTABLISH AN INTERAGENCY COMMITTEE TO DEVELOP A CHILD MEDICAL AND MENTAL HEALTH EVALUATION PLAN, with a favorable report, as amended.

RE-REFERRAL

On motion of Representative Hackney, pursuant to Rule 39.2, **S.B. 808**, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL LOCAL REVENUE OPTIONS IN ORANGE COUNTY AND TO CORRECT THE CHAPEL HILL CHARTER CONCERNING LOW AND MODERATE HOUSING, is withdrawn from the Committee on Local and Regional Government I and re-referred to the Committee on Finance.

On motion of Representative Jack Hunt, seconded by Representative Bowen, the House adjourns at 3:14 p.m. to reconvene July 7 at 1:00 p.m.

NINETY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, July 7, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Jarrell.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 6 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhill, Diamont, Flaherty, Howard, Oldham, Richardson, and P. Wilson for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 59, AN ACT TO PROHIBIT THE DISPOSAL OF CERTAIN CLASSES OF RECYCLABLE SOLID WASTE IN LANDFILLS OR BY INCINERATION. (CHAPTER 290)

S.B. 117, AN ACT RELATING TO ILLEGALLY PARKED VEHICLES. (CHAPTER 291)

S.B. 442, AN ACT TO APPROVE AN ANNEXATION AGREEMENT BETWEEN DAVIDSON COUNTY, THE CITY OF HIGH POINT, AND THE CITY OF THOMASVILLE, AS TO TERRITORY IN DAVIDSON COUNTY. (CHAPTER 292)

S.B. 885, AN ACT TO ENSURE THAT CONSUMERS HAVE THE RIGHT TO SELECT THE PHARMACY OF THEIR CHOICE. (CHAPTER 293)

S.B. 914, AN ACT TO PROVIDE THAT ANY PROVISION IN A CONTRACT TO IMPROVE REAL PROPERTY THAT PROVIDES THAT THE CONTRACT IS SUBJECT TO THE LAWS OF ANOTHER STATE OR SUBJECT TO LITIGATION AND ARBITRATION IN ANOTHER STATE IS VOID AS AGAINST PUBLIC POLICY. (CHAPTER 294)

S.B. 1006, AN ACT PROVIDING FOR THE REGULATION OF PURCHASES OF REGULATED METALS PROPERTY BY SECONDARY METALS RECYCLERS IN NORTH CAROLINA. (CHAPTER 295)

S.B. 1082, AN ACT TO EXEMPT NASH AND FRANKLIN COUNTIES AND THE MUNICIPALITIES LOCATED IN FRANKLIN COUNTY FROM CERTAIN NOTICE REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING ZONING ORDINANCES FOR WATER SUPPLY WATERSHED PROTECTION. (CHAPTER 296)

H.B. 521, AN ACT TO AUTHORIZE THE CITY COUNCIL OF THE CITY OF DURHAM TO DELEGATE TO THE CITY MANAGER AUTHORITY TO APPROVE PETITIONS FOR WATER AND SEWER SERVICE. (CHAPTER 297)

H.B. 818, AN ACT TO DEFINE THE LIMITS OF LOCAL GOVERNMENT EMPLOYEE POLITICAL ACTIVITIES. (CHAPTER 298)

H.B. 944, AN ACT TO RAISE THE LIMIT ON THE AMOUNT RECOVERED IN A WRONGFUL DEATH ACTION THAT IS LIABLE FOR THE PAYMENT OF HOSPITAL AND MEDICAL EXPENSES OF THE DECEDENT. (CHAPTER 299)

H.B. 1047, AN ACT TO REVISE CERTAIN PROCEDURES FOR APPEAL UNDER THE OCCUPATIONAL SAFETY AND HEALTH ACT. (CHAPTER 300)

H.B. 1143, AN ACT TO CLARIFY THAT BREAST FEEDING DOES NOT VIOLATE INDECENCY LAWS. (CHAPTER 301)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Michaux for the Committee on Judiciary I:

Committee Substitute for **S.B. 729**, A BILL TO BE ENTITLED AN ACT TO MERGE THE FRANKLIN COUNTY AND FRANKLINTON CITY SCHOOL ADMINISTRATIVE UNITS, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 9. The Senate committee substitute bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 873**, A BILL TO BE ENTITLED AN ACT TO PROTECT A PERSON'S ACCESS TO PUBLIC OR PRIVATE BUILDINGS, BUSINESSES, OR FACILITIES, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 9. The Senate committee substitute bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 950**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL NEW HOSPICES RECEIVE A CERTIFICATE OF NEED, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 9. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 74, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROHIBITION AGAINST DISCLOSING TAX INFORMATION, TO MODIFY THE PROHIBITION TO PERMIT THE EXCHANGE OF CERTAIN INFORMATION BETWEEN DESIGNATED AGENCIES, AND TO EXCLUDE INFORMATION SUBMITTED ON A MASTER TAX APPLICATION FROM THE PROHIBITION, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for July 9. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 128**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN TRANSFERS OF VEHICLES FROM THE HIGHWAY USE TAX, TO REIMBURSE THE HIGHWAY TRUST FUND FOR REVENUE THAT WOULD OTHERWISE BE LOST AS A RESULT OF THE EXEMPTIONS, AND TO INCREASE REVENUES TO PROVIDE FUNDS TO MAKE THE REIMBURSEMENT, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 9. The Senate committee substitute bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 162**, A BILL TO BE ENTITLED AN ACT TO LIMIT THE NUMBER OF MOTOR VEHICLE DEALER LICENSE PLATES THAT CAN BE ISSUED TO THE SAME DEALER, TO MODIFY THE SANCTIONS FOR MISUSE OF A DEALER LICENSE PLATE, TO EXPAND THE USE OF TRANSPORTED PLATES, TO ESTABLISH A SPECIAL SPORTS EVENT TEMPORARY PLATE, AND TO CHANGE THE FEES FOR DEALER PLATES AND TRANSPORTER PLATES, with a favorable report, as amended.

S.B. 631, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA PRACTICING PSYCHOLOGIST LICENSING ACT, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for July 9. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 821**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CURRENT PROCEDURE FOR THE REGISTRATION OF WATER WITHDRAWALS TO MAKE THE PROCEDURE MORE EFFECTIVE, TO PROVIDE MORE USEFUL INFORMATION, AND TO IMPOSE A LATE PAYMENT FEE FOR LATE REGISTRATIONS, with a favorable report, as amended.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 6, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in the House Committee Substitute for **S.B. 1148**, A BILL TO BE ENTITLED AN ACT TO MAKE PROVISIONS WHICH AFFECT THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN, which proposed to change the title to read, House Committee Substitute for **S.B. 1148**, A BILL TO BE ENTITLED AN ACT TO CLARIFY PROVISIONS THAT AFFECT THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN, and requests conferees.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

MESSAGE FROM THE SENATE

The following is received from the Senate:

Committee Substitute for **S.B. 1165**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FEES COLLECTED UNDER THE COMMERCIAL HAZARDOUS WASTE FACILITIES RESIDENT INSPECTORS PROGRAM ARE NONREVERTING, TO REVISE THE METHOD BY WHICH RESIDENT INSPECTORS ARE ASSIGNED, AND TO PROVIDE THAT CERTAIN FACILITIES THAT BURN HAZARDOUS WASTE AS A FUEL ARE SUBJECT TO THE RESIDENT INSPECTORS PROGRAM, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 7, 1993

Mr. Speaker:

Your Honorable Body is notified the Senate has consented to the appointments by the Governor, pursuant to G. S. 106-2, to the North Carolina Board of Agriculture, of Maurice K. Berry, Jr., Daniel R. Finch, Jeffery B. Turner for terms to begin immediately and to expire May 1, 1999.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 485**, A BILL TO BE ENTITLED AN ACT TO ADOPT THE INLAND NAVIGATION RULES AS THE LAW IN THIS STATE.

On motion of Representative Holt, the House concurs in Senate Amendment No. 1 by electronic vote (97-0).

On motion of Representative Holt, the House does not concur in Senate Amendment No. 2, by electronic vote (93-4), and requests conferees.

The Speaker appoints Representatives Holt, Brawley, and Sutton as conferees on the part of the House and the Senate is so notified by Special Message.

House Committee Substitute for **S.B. 773**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM CONCERNING THE EFFECTIVE DATES OF ORDINANCES ANNEXING TERRITORY TO THE CITY AND ANNEXATIONS BY PETITION, AND CONCERNING ANNEXATION BOUNDARIES.

On motion of Representative Luebke, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Berry, Bowie, Bowman, Braswell, D. Brown, J. Brown, Brubaker, Burton, Church, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fussell, Gamble, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives,

James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, C. Preston, J. Preston, Ramsey, Robinson, Russell, Smith, Stewart, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 97.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Diamont, Flaherty, Howard, Oldham, Richardson, and P. Wilson - 7.

House Committee Substitute for **S.B. 822**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM MOTOR VEHICLE TAX THAT CAN BE LEVIED IN THE CITY OF CHARLOTTE AND THE TOWN OF MATTHEWS AND TO PROVIDE THAT THE PROCEEDS OF THE ADDITIONAL TAX MAY BE USED ONLY FOR PUBLIC MASS TRANSPORTATION, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Baddour, Barnes, Beall, Bowen, Braswell, D. Brown, Burton, Church, Cole, Colton, Crawford, Culpepper, Cummings, Cunningham, DeVane, Dockham, Easterling, Fitch, Fussell, Gamble, Gottovi, Gray, Griffin, Hackney, Hall, Hightower, Hill, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, James, Jarrell, Jeffus, Jenkins, Joye, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Lutz, Mavretic, McAllister, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Moore, Nye, Ramsey, Redwine, Smith, Spears, Stamey, Stewart, Warner, Wilkins, and Wilmoth - 64.

Voting in the negative: Representatives Arnold, Balmer, Barbee, Berry, Bowie, Brawley, J. Brown, Creech, Culp, Daughtry, Decker, Dickson, Edwards, Ellis, Grady, Hayes, Holmes, Ives, Justus, McCombs, McLaughlin, Miner, Mitchell, Morgan, Nichols, C. Preston, J. Preston, Robinson, Russell, Tallent, G. Thompson, Weatherly, C. Wilson, and Wood - 34.

Excused absences: Representatives Barnhill, Diamont, Flaherty, Oldham, Richardson, and P. Wilson - 6.

S.B. 1019, A BILL TO BE ENTITLED AN ACT TO FACILITATE VOLUNTARY ADDITIONS TO THE EXTRATERRITORIAL JURISDICTION AND TO PERMIT ADDITIONAL VOLUNTARY ANNEXATIONS TO THE TOWN OF APEX, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Berry, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dockham, Edwards, Ellis, Esposito, Fitch, Fussell, Gamble, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Holmes, Holt,

Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, C. Preston, J. Preston, Ramsey, Redwine, Robinson, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wood - 99.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Diamont, Flaherty, Oldham, Richardson, and P. Wilson - 6.

S.B. 689, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF DURHAM TO PROVIDE RELOCATION ASSISTANCE PAYMENTS FOR THE VALUE OF MORTGAGE CREDIT CERTIFICATES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Mavretic for the Committee on Health and Human Services:

Committee Substitute for **S.B. 204**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO MAKE THE CERTIFICATE OF NEED PROGRAM SELF-FUNDED BY INCREASING THE MINIMUM AND MAXIMUM CON APPLICATION FEES, without prejudice and recommendation that the bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance.

CALENDAR (continued)

Committee Substitute for **H.B. 1109**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES AND CITIES TO ENGAGE IN ADDITIONAL LOCAL ECONOMIC DEVELOPMENT ACTIVITIES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Berry, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill,

Holmes, Holt, Howard, Jack Hunt, R. Hunter, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, C. Preston, J. Preston, Ramsey, Redwine, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, and C. Wilson - 98.

Voting in the negative: Representative Wood.

Excused absences: Representatives Barnhill, Diamont, Flaherty, Oldham, Richardson, and P. Wilson - 6.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative Rogers, Acting Chair for the Committee on Local and Regional Government I:

House Committee Substitute for **S.B. 992**, A BILL TO BE ENTITLED AN ACT TO ALLOW PAMLICO COUNTY TO USE ALTERNATIVE CONSTRUCTION DELIVERY SYSTEMS AND TO ALLOW MARTIN COUNTY TO CONSTRUCT FACILITIES FOR USE BY THE NORTHEAST REGIONAL EDUCATION CENTER AND TO ACQUIRE NECESSARY LAND AND EQUIPMENT THEREFOR, with a favorable report as to House Committee Substitute Bill No. 2, which changes the title, unfavorable as to House Committee Substitute Bill No. 1.

House Committee Substitute Bill No. 2 is placed on the Calendar for July 9. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Senate Committee Substitute for **H.B. 379**, A BILL TO BE ENTITLED AN ACT TO ALLOW HALIFAX COUNTY TO CREATE FIRE PROTECTION DISTRICTS IN WHICH FIRE PROTECTION IS FUNDED BY FEES RATHER THAN TAXES AND TO RESTRICT EXPENDITURES OF FUNDS DONATED TO THE FIRE DEPARTMENT OF THE TOWN OF BETHEL, with recommendation that the House concur.

The Senate committee substitute bill is placed on the Calendar for July 8.

CALENDAR (continued)

House Committee Substitute for **S.B. 875**, A BILL TO BE ENTITLED AN ACT TO REGULATE INTERBASIN TRANSFERS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barbee, Beall, Berry, Bowen, Bowman,

Braswell, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gamble, Gottovi, Grady, Gray, Griffin, Hall, Hayes, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, C. Preston, J. Preston, Ramsey, Redwine, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wood - 98.

Voting in the negative: Representatives Barnes, Brawley, and Hackney - 3.

Excused absences: Representatives Barnhill, Diamont, Flaherty, Oldham, Richardson, and P. Wilson - 6.

House Committee Substitute for **S.B. 939**, A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN PROVISIONS WITHIN ARTICLE 12 OF CHAPTER 20 OF THE GENERAL STATUTES OF NORTH CAROLINA RELATING TO THE RIGHT OF MOTOR VEHICLE DEALERS TO COMBINE FRANCHISES AT A SINGLE LOCATION AND PERSONS WHO ARRANGE TRANSACTIONS INVOLVING THE SALE OF NEW MOTOR VEHICLES.

Representative Brubaker offers Amendment No. 1 which is adopted by electronic vote (99-1).

REPRESENTATIVE COLTON, SPEAKER PRO TEMPORE, PRESIDING.

The bill, as amended, passes its third reading, by electronic vote (86-2), and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

S.B. 1021, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE COST OF EMERGENCY MEDICAL SERVICES FOR AN INMATE IN A LOCAL CONFINEMENT FACILITY SHALL BE PAID BY A THIRD-PARTY INSURER IF THE INMATE HAS SUCH INSURANCE.

On motion of Representative Ramsey, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary II.

S.B. 431, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO INCREASE THE MAXIMUM AMOUNT THAT MAY BE RECOVERED IN STRICT LIABILITY FOR DAMAGE TO PERSON OR PROPERTY BY MINORS, passes its second reading by electronic vote (89-2).

Representative Barnes objects to the third reading. The bill remains on the Calendar.

S.B. 806, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VOTER REGISTRATION SHALL BE THE SOLE CRITERIA FOR ALLOCATING VOTING MACHINES AMONG PRECINCTS.

Representative Mercer offers Amendment No. 1.

Representative Black inquires if the amendment would require that the title be changed. The Chair rules that the amendment is not germane to the bill because it does not fit the title. The amendment is returned to Representative Mercer.

On motion of Representative Gottovi, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary I.

House Committee Substitute for **S.B. 802**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE EMPLOYMENT SECURITY LAWS, passes its second reading, by electronic vote (92-5), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

House Committee Substitute for **S.B. 630**, A BILL TO BE ENTITLED AN ACT TO PERMIT RECIPIENTS OF TEACHING FELLOWS SCHOLARSHIP LOANS TO REPAY THEIR COMMITMENT TO THE STATE BY TEACHING FOR THREE CONSECUTIVE YEARS IN SCHOOL SYSTEMS IDENTIFIED AS LOW-PERFORMING OR ON WARNING STATUS.

Representative Barnes offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading by electronic vote (95-0).

Representative Mavretic objects to the third reading. The bill remains on the Calendar.

House Committee Substitute for **S.B. 709**, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM COMMERCIAL CODE TO CLARIFY AND MODIFY THE LAW ON LAYAWAY CONTRACTS.

On motion of Representative Barnes, the bill is temporarily displaced.

NOTICE TO RECALL BILL

Representative Daughtry announces his intent, pursuant to Rule 39, to recall **S.B. 945**, A BILL TO BE ENTITLED AN ACT PERMITTING THE USE OF DEADLY FORCE AGAINST AN INTRUDER UNDER CERTAIN CIRCUMSTANCES, from the Committee on Courts and Justice.

The Chair rules that Rule 39 speaks only to House bills.

CALENDAR (continued)

House Committee Substitute for **S.B. 970**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IT IS A MISDEMEANOR

TO ASSEMBLE FOR THE PURPOSE OF TEACHING ANY TECHNIQUES TO BE USED FOR THE PURPOSE OF COMMITTING A CRIME AGAINST A PERSON BECAUSE OF THAT PERSON'S RACE, COLOR, RELIGION, NATIONALITY, OR COUNTRY OF ORIGIN, passes its second reading, by electronic vote (94–9), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Barnes withdraws her objection to the third reading of **S.B. 431**, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO INCREASE THE MAXIMUM AMOUNT THAT MAY BE RECOVERED IN STRICT LIABILITY FOR DAMAGE TO PERSON OR PROPERTY BY MINORS.

Representative G. Miller offers Amendment No. 1.

SPEAKER BLUE PRESIDING.

Amendment No. 1 is adopted by electronic vote (50–46).

The bill, as amended, passes its third reading, by electronic vote (87–19), and is ordered sent to the Senate for concurrence in House amendment.

CALENDAR (continued)

House Committee Substitute for **S.B. 860**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PUBLIC RECORDS LAW WITH RESPECT TO CRIMINAL INVESTIGATIVE RECORDS, passes its second reading by electronic vote (99–0).

Representative Michaux objects to the third reading. The bill remains on the Calendar.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

H.B. 826, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT OF THE SENATE, is returned for concurrence in Senate amendment.

On motion of Representative Redwine, Rule 43.2 is suspended and the bill is placed before the House for immediate consideration.

On motion of Representative Redwine, the House concurs in the Senate amendment, by electronic vote (91–0), and the bill is ordered enrolled.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Mavretic withdraws his objection to the third reading of House Committee Substitute for **S.B. 630**, A BILL TO BE

ENTITLED AN ACT TO PERMIT RECIPIENTS OF TEACHING FELLOWS SCHOLARSHIP LOANS TO REPAY THEIR COMMITMENT TO THE STATE BY TEACHING FOR THREE CONSECUTIVE YEARS IN SCHOOL SYSTEMS IDENTIFIED AS LOW-PERFORMING OR ON WARNING STATUS.

The bill, as amended, passes its third reading, by electronic vote (94-0), and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 7, 1993

Mr. Speaker:

Pursuant to the message from the Senate of Tuesday, July 6, 1993, informing the House of Representatives the Senate failed to concur in House Committee Substitute for **S.B. 1148**, A BILL TO BE ENTITLED AN ACT TO MAKE PROVISIONS WHICH AFFECT THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN, which proposed to change the title, upon concurrence, to read House Committee Substitute for **S.B. 1148**, A BILL TO BE ENTITLED AN ACT TO CLARIFY PROVISIONS THAT AFFECT THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN, and requested conferees, the President Pro Tempore appoints: Senator Kaplan, Chairman; Senators Cooper, Conder, and Harris, on the part of the Senate to confer with a like committee appointed by the House to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

The Speaker appoints Representatives Nesbitt, Brawley, Kuczmarski, and Cunningham as conferees on the part of the House and the Senate is so notified by Special Message.

CALENDAR (continued)

S.B. 633, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STAGGERED TERMS FOR MEMBERS OF THE PAROLE COMMISSION.

On motion of Representative R. Hunter, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading by electronic vote (92-2).

Representative R. Hunter objects to the third reading. The bill remains on the Calendar.

ENROLLED BILL

The following is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 826, AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT OF THE SENATE. (CHAPTER 302)

SUBCOMMITTEE REFERRAL

Representative Luebke, Vice Chair for the Standing Committee on Transportation, refers **S.B. 63**, A BILL TO BE ENTITLED AN ACT TO REPEAL THE TWO PERCENT RESTRICTION ON THE USE OF PROCEEDS OF THE REGIONAL TRANSPORTATION AUTHORITY REGISTRATION TAX FOR ADMINISTRATIVE PURPOSES, to the Permanent Subcommittee on Public Transportation.

On motion of Representative Jack Hunt, seconded by Representative Hackney, the House adjourns at 3:44 p.m. to reconvene July 8 at 1:00 p.m.

NINETY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Thursday, July 8, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 7 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhill, Diamont, McAllister, Oldham, P. Wilson, and Wright for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 422, AN ACT REGULATING THE PRACTICE OF ACUPUNCTURE AND ADDING THE PRACTICE OF DIETETICS/NUTRITION TO THE LIST OF PRACTICES THAT ARE NOT CONSIDERED PRACTICING MEDICINE WITHOUT A LICENSE. (CHAPTER 303)

S.B. 689, AN ACT TO PERMIT THE CITY OF DURHAM TO PROVIDE RELOCATION ASSISTANCE PAYMENTS FOR THE VALUE OF MORTGAGE CREDIT CERTIFICATES. (CHAPTER 304)

S.B. 834, AN ACT TO CLARIFY THE PROCEDURE FOR FORECLOSURE UNDER POWER OF SALE AND TO ESTABLISH A NEW UPSET BID PROCEDURE. (CHAPTER 305)

S.B. 859, AN ACT TO AMEND THE CHARTER OF THE CITY OF REIDSVILLE TO ALTER THE SIZE AND METHOD OF ELECTING THE CITY COUNCIL. (CHAPTER 306)

S.B. 889, AN ACT TO PROVIDE FOR MANDATORY CONTINUING EDUCATION FOR NORTH CAROLINA'S DENTISTS AND DENTAL HYGIENISTS. (CHAPTER 307)

H.B. 545, AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GENERAL STATUTES COMMISSION TO MAKE TECHNICAL AMENDMENTS REGARDING THE RENUNCIATION OF PROPERTY. (CHAPTER 308)

H.B. 734, AN ACT TO ALLOW ANNEXATION OF A DESCRIBED PIECE OF PROPERTY TO THE TOWN OF OLD FORT. (CHAPTER 309)

H.B. 735, AN ACT TO ALLOW THE TOWN OF SURF CITY TO REPLACE A WATER LINE WITH ITS OWN CREW AND EQUIPMENT. (CHAPTER 310)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative James for the Committee on Agriculture:

H.B. 1159, A BILL TO BE ENTITLED AN ACT TO REGULATE THE DISPOSAL OF ANIMAL WASTE AT INTENSIVE HOG OPERATIONS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 7, 1993

Mr. Speaker:

Pursuant to your message received Wednesday, July 7, that the House of Representatives fails to concur in Senate Amendment No. 2 to Committee Substitute for **H.B. 485**, A BILL TO BE ENTITLED AN ACT TO ADOPT THE INLAND NAVIGATION RULES AS THE LAW IN THIS STATE, and requests conferees, the President Pro Tempore appoints: Senator Albertson, Chairman; Senators Marshall and Simpson on the part of the Senate to confer with the committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 625**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE DEFINITION OF "NEGLECTED" JUVENILE, is returned for concurrence in Senate committee substitute and placed on the Calendar for July 9.

Senate Committee Substitute for **H.B. 1009**, A BILL TO BE ENTITLED AN ACT TO REQUIRE SCHOOL PRINCIPALS TO REPORT CERTAIN ACTS OCCURRING ON SCHOOL PROPERTY TO LAW ENFORCEMENT, is returned for concurrence in Senate committee substitute and placed on the Calendar for July 9.

S.B. 501, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE AVERY COUNTY TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX ON BUSINESSES IN THE COUNTY THAT ARE NOT SUBJECT TO A MUNICIPAL OCCUPANCY TAX, is read the first time and referred to the Committee on Finance.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 379**, A BILL TO BE ENTITLED AN ACT TO ALLOW HALIFAX COUNTY TO CREATE FIRE PROTECTION DISTRICTS IN WHICH FIRE PROTECTION IS FUNDED BY FEES RATHER THAN TAXES AND TO RESTRICT EXPENDITURES OF FUNDS DONATED TO THE FIRE DEPARTMENT OF THE TOWN OF BETHEL.

On motion of Representative D. Brown, the House concurs in the Senate committee substitute and the bill is ordered enrolled.

House Committee Substitute for **S.B. 773**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM CONCERNING THE EFFECTIVE DATES OF ORDINANCES ANNEXING TERRITORY TO THE CITY AND ANNEXATIONS BY PETITION, AND CONCERNING ANNEXATION BOUNDARIES.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fussell, Gardner, Gist, Gottovi, Gray, Griffin, Hall, Hensley, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, Jeffus, Jenkins, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Lutz, McCombs, McCrary, McLaughlin,

McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, C. Preston, J. Preston, Ramsey, Richardson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Weatherly, Wilkins, Wilmoth, and Wood - 86.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Diamont, McAllister, Oldham, P. Wilson, and Wright - 6.

House Committee Substitute for **S.B. 822**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM MOTOR VEHICLE TAX THAT CAN BE LEVIED IN THE CITY OF CHARLOTTE AND THE TOWN OF MATTHEWS AND TO PROVIDE THAT THE PROCEEDS OF THE ADDITIONAL TAX MAY BE USED ONLY FOR PUBLIC MASS TRANSPORTATION, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute.

Those voting in the affirmative are: Representatives Alexander, Alphin, Baddour, Barnes, Beall, Bowen, Bowman, Braswell, D. Brown, Burton, Church, Cole, Colton, Culpepper, Cummings, Cunningham, DeVane, Dockham, Easterling, Esposito, Fussell, Gardner, Gist, Gottovi, Gray, Green, Griffin, Hackney, Hall, Hensley, Hightower, Hill, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, Jarrell, Jeffus, Jenkins, Joye, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Lutz, Mavretic, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Moore, Morgan, Ramsey, Redwine, Richardson, Rogers, Smith, Spears, Stamey, Stewart, Sutton, Warner, Wilkins, and Wilmoth - 68.

Voting in the negative: Representatives Balmer, Barbee, Bowie, Brawley, J. Brown, Creech, Culp, Daughtry, Decker, Dickson, Edwards, Ellis, Hayes, Ives, Justus, Lemmond, McCombs, McLaughlin, Miner, Mitchell, Nichols, C. Preston, J. Preston, Russell, Tallent, G. Thompson, Weatherly, C. Wilson, and Wood - 29.

Excused absences: Representatives Barnhill, Diamont, McAllister, Oldham, P. Wilson, and Wright - 6.

S.B. 1019, A BILL TO BE ENTITLED AN ACT TO FACILITATE VOLUNTARY ADDITIONS TO THE EXTRATERRITORIAL JURISDICTION AND TO PERMIT ADDITIONAL VOLUNTARY ANNEXATIONS TO THE TOWN OF APEX, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Bowen, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gardner, Gist, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee,

Lemmond, Luebke, Lutz, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilmoth, C. Wilson, and Wood - 98.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Diamont, McAllister, Oldham, P. Wilson, and Wright - 6.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 297, A BILL TO BE ENTITLED AN ACT TO REQUIRE AN ENDORSEMENT TO SELL FISH TAKEN FROM COASTAL FISHING WATERS, TO CONSOLIDATE THE VESSEL FISHING LICENSE, AND TO AMEND OTHER MARINE FISHERIES STATUTES, with a favorable report, as amended.

H.B. 1274, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE EXEMPTION FROM THE SCRAP TIRE TAX FOR TIRES SOLD FOR PLACEMENT ON NEWLY MANUFACTURED VEHICLES SHALL APPLY UNIFORMLY REGARDLESS WHEN THE TIRES WERE SOLD, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for July 12. The original bill is placed on the Unfavorable Calendar.

By Representative Lee for the Committee on Pensions and Retirement:

H.B. 1033, A BILL TO BE ENTITLED AN ACT TO DEFINE A PROFESSIONAL FIRE FIGHTER'S EMPLOYEE RETIREMENT CLASSIFICATION AND BENEFIT ACCRUAL RATE FOR MEMBERS AND BENEFICIARIES OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for July 12. The original bill is placed on the Unfavorable Calendar.

CALENDAR (continued)

House Committee Substitute for **S.B. 809**, A BILL TO BE ENTITLED AN ACT TO MAKE SUNDRY AMENDMENTS RELATING TO LOCAL GOVERNMENTS IN ORANGE AND CHATHAM COUNTIES.

On motion of Representative Hackney and without objection, the bill is temporarily displaced.

House Committee Substitute for **S.B. 875**, A BILL TO BE ENTITLED AN ACT TO REGULATE INTERBASIN TRANSFERS, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Beall, Black, Bowen, Bowie, Braswell, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dickson, Dockham, Easterling, Esposito, Fitch, Flaherty, Gardner, Gist, Gottovi, Gray, Green, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, C. Preston, J. Preston, Redwine, Richardson, Russell, Smith, Spears, Stamey, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wood - 91.

Voting in the negative: Representatives Brawley, Decker, Griffin, and Hackney - 4.

Excused absences: Representatives Barnhill, Diamont, McAllister, Oldham, P. Wilson, and Wright - 6.

House Committee Substitute for **S.B. 1141**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE TAX CREDITS FOR QUALIFIED BUSINESS INVESTMENTS AND TO PROVIDE THAT THE TAX CREDITS SHALL SUNSET FOR INVESTMENTS MADE ON OR AFTER JANUARY 1, 1999.

Representative Baddour offers Amendment No. 1 which is adopted.

Representative Redwine calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Barbee, Barnes, Beall, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dickson, Dockham, Easterling, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Gray, Green, Griffin, Hackney, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nye, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent,

G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wood - 96.

Voting in the negative: Representatives Balmer, Berry, Brubaker, Creech, Decker, Ellis, Grady, Hayes, Howard, Justus, and Nichols - 11.

Excused absences: Representatives Barnhill, Diamont, McAllister, Oldham, P. Wilson, and Wright - 6.

House Committee Substitute for **S.B. 162**, A BILL TO BE ENTITLED AN ACT TO LIMIT THE NUMBER OF MOTOR VEHICLE DEALER LICENSE PLATES THAT CAN BE ISSUED TO THE SAME DEALER, TO MODIFY THE SANCTIONS FOR MISUSE OF A DEALER LICENSE PLATE, TO EXPAND THE USE OF TRANSPORTER PLATES, TO ESTABLISH A SPECIAL SPORTS EVENT TEMPORARY PLATE, AND TO CHANGE THE FEES FOR DEALER PLATES AND TRANSPORTER PLATES.

On motion of Representative Luebke, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arnold, Balmer, Barbee, Barnes, Beall, Berry, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Russell, Smith, Stamey, Stewart, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, and C. Wilson - 102.

Voting in the negative: Representatives Jack Hunt and Wood - 2.

Excused absences: Representatives Barnhill, Diamont, McAllister, Oldham, P. Wilson, and Wright - 6.

Committee Substitute for **S.B. 821**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CURRENT PROCEDURE FOR THE REGISTRATION OF WATER WITHDRAWALS TO MAKE THE PROCEDURE MORE EFFECTIVE, TO PROVIDE MORE USEFUL INFORMATION, AND TO IMPOSE A LATE PAYMENT FEE FOR LATE REGISTRATIONS.

On motion of Representative Gottovi, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Kennedy, Kinney, Lee, Lemmond, Luebke, Lutz, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, C. Preston, J. Preston, Ramsey, Richardson, Robinson, Russell, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wood - 99.

Voting in the negative: Representative Brawley.

Excused absences: Representatives Barnhill, Diamont, McAllister, Oldham, P. Wilson, and Wright - 6.

House Committee Substitute for **S.B. 860**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PUBLIC RECORDS LAW WITH RESPECT TO CRIMINAL INVESTIGATIVE RECORDS.

Representative Kennedy offers Amendment No. 1 which is adopted by electronic vote (69-32).

The bill, as amended, passes its third reading, by electronic vote (102-0), and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

S.B. 633, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STAGGERED TERMS FOR MEMBERS OF THE PAROLE COMMISSION.

Representative R. Hunter offers Amendment No. 2 which is adopted by electronic vote (96-0).

The bill, as amended, passes its third reading, by electronic vote (96-3), and is ordered sent to the Senate for concurrence in House amendments.

House Committee Substitute for **S.B. 709**, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM COMMERCIAL CODE TO CLARIFY AND MODIFY THE LAW ON LAYAWAY CONTRACTS, passes its second reading, by electronic vote (96-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

House Committee Substitute for **S.B. 125**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PURCHASE MONEY

SECURITY INTEREST CONTINUES WHEN THE UNDERLYING AGREEMENT IS MODIFIED WITH SAME CREDITOR AND APPLICATION OF PAYMENTS IN A CONSUMER CREDIT SALE IS ON THE BASIS THAT THE FIRST PAYMENTS SHALL BE APPLIED TO THE FIRST PURCHASE TO SATISFY THAT AND OTHER DEBTS ACCORDINGLY, passes its second reading, by electronic vote (97–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

Committee Substitute for **S.B. 892**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A DELINQUENT JUVENILE ON PROBATION AND REQUIRED TO ATTEND SCHOOL AS A CONDITION OF PROBATION BE REQUIRED TO MAINTAIN A PASSING GRADE IN FOUR COURSES.

Representative Baddour offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading by electronic vote (95–3).

Representative Barnes objects to the third reading. The bill remains on the Calendar.

S.B. 493, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO DEVELOP JOINT TRAINING ON CHILD ABUSE AND NEGLECT INVESTIGATIONS AND CRIMINAL PROSECUTION.

On motion of Representative Easterling, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (105–0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

Committee Substitute for **S.B. 496**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO ESTABLISH AN INTERAGENCY COMMITTEE TO DEVELOP A CHILD MEDICAL AND MENTAL HEALTH EVALUATION PLAN.

On motion of Representative Easterling, Committee Amendment No. 1 is adopted.

Representative Rogers offers Amendment No. 2 which is adopted.

Representative Arnold offers Amendment No. 3 which is adopted.

Representative Easterling offers Amendment No. 4 which is adopted.

Representative Easterling calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading by electronic vote (90-15).

Representative Decker objects to the third reading. The bill remains on the Calendar.

House Committee Substitute for **S.B. 809**, A BILL TO BE ENTITLED AN ACT TO MAKE SUNDRY AMENDMENTS RELATING TO LOCAL GOVERNMENTS IN ORANGE AND CHATHAM COUNTIES.

Representative Hackney offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Berry, Bowen, Bowie, Braswell, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Decker, Dickson, Dockham, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nesbitt, Nichols, Nye, C. Preston, J. Preston, Richardson, Robinson, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, and C. Wilson - 99.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Diamont, James, McAllister, Oldham, P. Wilson, and Wright - 7.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Kennedy for the Committee on Courts and Justice:

Senate Committee Substitute for **H.B. 539**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA BUSINESS CORPORATION ACT AND TO AMEND G.S. 54-139 RELATING TO FOREIGN COOPERATIVE CORPORATIONS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION AND TO MAKE OTHER AMENDMENTS TO THE BUSINESS CORPORATION ACT, with recommendation that the House do not concur; request conferees.

The Senate committee substitute bill is placed on the Calendar for July 9.

By Representative Michaux for the Committee on Judiciary I:

S.B. 679, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A NORTH CAROLINA COURT HAS PERSONAL JURISDICTION OVER ACTIONS ARISING FROM DIRECT AND INDIRECT SOLICITATIONS, with a favorable report.

By Representative R. Hunter for the Committee on Judiciary II:

Committee Substitute for **S.B. 475**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIME TO SELL HANDICAPPED PARKING PLACARDS AND TO REMOVE LANGUAGE ALLOWING THE ISSUANCE OF AN ADDITIONAL PLACARD, with a favorable report, as amended.

Committee Substitute for **S.B. 796**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE STATUTE OF LIMITATIONS FOR CIVIL ACTIONS BROUGHT BY THE STATE TO ENFORCE THE LAWS AGAINST BID RIGGING ON GOVERNMENT CONTRACTS, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 12. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 1021, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE COST OF EMERGENCY MEDICAL SERVICES FOR AN INMATE IN A LOCAL CONFINEMENT FACILITY SHALL BE PAID BY A THIRD-PARTY INSURER IF THE INMATE HAS SUCH INSURANCE, with a favorable report, as amended.

CONFERENCE REPORT

Representative Hackney sends forth the Conference Report on House Committee Substitute for **S.B. 1139**, A BILL TO BE ENTITLED AN ACT TO IMPOSE A PROCESSING FEE ON TWENTY-DAY FAILURES.

On motion of Representative Hackney, Rule 44(d) is suspended and the Conference Report is placed on today's Calendar for immediate consideration.

Representative Hackney moves the adoption of the following Conference Report.

House Committee Substitute for
S.B. 1139

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **S.B. 1139**, A BILL TO BE ENTITLED AN ACT TO IMPOSE A PROCESSING FEE ON TWENTY-DAY FAILURES, Fifth Edition Engrossed 6/29/93, wish to report as follows: The Senate concurs in the House Committee Substitute (Fifth Edition Engrossed) with the following amendment:

on page 2, lines 36 and 37, by rewriting these lines to read:

"Sec. 3. This act becomes effective July 15, 1993, and applies to reports issued on or after that date.";

And the House agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 8th day of July, 1993.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Thomas LaFontine Odom, Sr.	S/ Joe Hackney
S/ Frank Winston Ballance, Jr.	S/ William T. Culpepper, III
S/ John Gerald Blackmon	S/ Namon Leo Daughtry
S/ Alexander Paul Sands, III	S/ Robert C. Hunter
S/ Dennis Jay Winner	S/ Charles Richard Preston

The Conference Report is adopted, by electronic vote (104–1), and the Senate is so notified by Special Message.

On motion of Representative Jack Hunt, seconded by Representative Howard, the House adjourns at 3:37 p.m. to reconvene July 9 at 10:00 a.m.

NINETY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Friday, July 9, 1993

The House meets at 10:00 a.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 8 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhill, Beall, Brubaker, Cummings, Cunningham, Diamont, Hightower, Oldham, Sutton, Wilmoth, and P. Wilson for today.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 8, 1993

Mr. Speaker:

On Committee Substitute for **S.B. 1139**, A BILL TO BE ENTITLED AN ACT TO INCREASE FEES IN THE GENERAL COURT OF

JUSTICE, TO ESTABLISH THE PERCENTAGE RATES FOR THE PUBLIC UTILITY REGULATORY FEE AND THE INSURANCE REGULATORY CHARGE, AND TO PROVIDE FOR HEARINGS FOR PERSONS WHO FAIL TO APPEAR IN CRIMINAL COURT, which proposed to change the title to read House Committee Substitute No. 2 for **S.B. 1139**, A BILL TO BE ENTITLED AN ACT TO IMPOSE A PROCESSING FEE ON TWENTY-DAY FAILURES, it is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees and the title becomes House Committee Substitute No. 2 for **S.B. 1139**, A BILL TO BE ENTITLED AN ACT TO IMPOSE A PROCESSING FEE ON TWENTY-DAY FAILURES.

Pursuant to the message that your Honorable Body has adopted the report of the conferees, the President has ordered the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 70, AN ACT TO REQUIRE THE INSPECTION OF OSTRICHES AND OTHER RATITES UNDER THE MEAT INSPECTION ACT. (CHAPTER 311)

S.B. 1019, AN ACT TO FACILITATE VOLUNTARY ADDITIONS TO THE EXTRATERRITORIAL JURISDICTION AND TO PERMIT ADDITIONAL VOLUNTARY ANNEXATIONS TO THE TOWN OF APEX. (CHAPTER 312)

S.B. 1139, AN ACT TO IMPOSE A PROCESSING FEE ON TWENTY-DAY FAILURES. (CHAPTER 313)

H.B. 57, AN ACT TO REQUIRE PARTNERSHIPS TO FURNISH EACH PARTNER A COPY OF THE STATE "K-1" TAX FORM. (CHAPTER 314)

H.B. 173, AN ACT TO PROVIDE THAT THE STATE SHALL PAY INTEREST ON INCOME TAX REFUNDS NOT REFUNDED TO THE TAXPAYER WITHIN FORTY-FIVE DAYS AFTER THE RETURN WAS FILED OR DUE TO BE FILED, WHICHEVER IS LATER. (CHAPTER 315)

H.B. 379, AN ACT TO ALLOW HALIFAX COUNTY TO CREATE FIRE PROTECTION DISTRICTS IN WHICH FIRE PROTECTION IS FUNDED BY FEES RATHER THAN TAXES AND TO RESTRICT EXPENDITURES OF FUNDS DONATED TO THE FIRE DEPARTMENT OF THE TOWN OF BETHEL. (CHAPTER 316)

H.B. 504, AN ACT TO CLARIFY RECORD PROTECTION DURING ONGOING OSHA INVESTIGATIONS. (CHAPTER 317)

H.B. 588, AN ACT TO AMEND THE CHARTER OF THE CITY OF WILMINGTON RELATING TO SITE PLAN REVIEW AND AUTHORIZING ADOPTION OF A UNIFIED LAND USE ORDINANCE. (CHAPTER 318)

H.B. 630, AN ACT TO UPDATE THE CONTROLLED SUBSTANCES SCHEDULES IN ARTICLE 5 OF CHAPTER 90 OF THE GENERAL STATUTES. (CHAPTER 319)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 152, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES REGARDING THE PURPOSES FOR WHICH BANNER ELK MAY USE ITS OCCUPANCY TAX PROCEEDS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for July 13. The original bill is placed on the Unfavorable Calendar.

By Representative Stamey for the Committee on Transportation:

H.B. 1158, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ERECTION OF OUTDOOR ADVERTISING ON A PORTION OF U.S. HIGHWAY 52 AND NORTH CAROLINA HIGHWAY 752 IN SURRY COUNTY, with recommendation that the House do not concur; request conferees.

The bill is placed on the Calendar for July 12.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 685,** A BILL TO BE ENTITLED AN ACT TO CLARIFY THE TREATMENT OF STREETS AND ROADS IN POPULATION DENSITY CALCULATIONS IN AN ANNEXATION, is read the first time and referred to the Committee on Finance.

Committee Substitute for **S.B. 716,** A BILL TO BE ENTITLED AN ACT TO MODIFY THE CORPORATE INCOME TAX CREDIT FOR CONSTRUCTION OF A COGENERATING POWER PLANT BY (1) PROVIDING THAT A PARTNERSHIP MAY QUALIFY FOR THE PARTNERSHIP, (2) CLARIFYING THAT A PARTNERSHIP MAY PASS AN INCOME TAX CREDIT THROUGH TO ITS PARTNERS, (3) EXPANDING THE CREDIT TO INCLUDE NATURAL GAS COGENERATING POWER PLANTS, (4) PROVIDING AN ALTERNATIVE METHOD TO CALCULATE THE CREDIT, (5) LIMITING THE AMOUNT OF CREDIT THAT MAY BE ALLOWED EACH YEAR, AND (6) RESTRICTING THE CREDIT TO NATURAL GAS

COGENERATING POWER PLANTS EFFECTIVE BEGINNING IN 1998, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

S.B. 1112, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CLEAN WATER REVOLVING LOAN AND GRANT PROGRAM TO ALLOW MUNICIPALITIES TO PLEDGE USER FEES OR ANY AVAILABLE SOURCES OF REVENUES FOR THE PAYMENT OF REVOLVING FUNDS, is read the first time and referred to the Committee on Environment.

S.B. 1248, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CHARGES FOR INSPECTION OF MOTOR VEHICLES, is read the first time and referred to the Committee on Finance.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 539**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA BUSINESS CORPORATION ACT AND TO AMEND G.S. 54-139 RELATING TO FOREIGN COOPERATIVE CORPORATIONS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION AND TO MAKE OTHER AMENDMENTS TO THE BUSINESS CORPORATION ACT.

On motion of Representative Kennedy, the House does not concur in the Senate committee substitute, by electronic vote (64-1), and conferees are requested.

Senate Committee Substitute for **H.B. 625**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE DEFINITION OF "NEGLECTED" JUVENILE.

On motion of Representative Braswell, the House concurs in the Senate committee substitute, by electronic vote (70-0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 1009**, A BILL TO BE ENTITLED AN ACT TO REQUIRE SCHOOL PRINCIPALS TO REPORT CERTAIN ACTS OCCURRING ON SCHOOL PROPERTY TO LAW ENFORCEMENT.

On motion of Representative Hensley, the House concurs in the Senate committee substitute, by electronic vote (82-0), and the bill is ordered enrolled.

House Committee Substitute for **S.B. 809**, A BILL TO BE ENTITLED AN ACT TO MAKE SUNDRY AMENDMENTS RELATING TO LOCAL GOVERNMENTS IN ORANGE AND CHATHAM COUNTIES.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Berry, Bowen, Bowie, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Daughtry, Dickson, Dockham, Edwards, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Howard, Jack Hunt, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Lee, Luebke, Lutz, Mavretic, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, Miner, Mitchell, Nichols, Nye, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Russell, Smith, Spears, Stamey, Stewart, G. Thompson, Weatherly, Wilkins, C. Wilson, Wood, and Wright - 80.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Beall, Brubaker, Cummings, Cunningham, Diamont, Hightower, Oldham, Sutton, Wilmoth, and P. Wilson - 11.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Flaherty, Committee Substitute for **H.B. 152**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES REGARDING THE PURPOSES FOR WHICH BANNER ELK MAY USE ITS OCCUPANCY TAX PROCEEDS, is withdrawn from the Calendar of July 13 and placed on today's Calendar for immediate consideration.

The bill passes its second reading, by electronic vote (85-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

CALENDAR (continued)

House Committee Substitute for **S.B. 1141**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE TAX CREDITS FOR QUALIFIED BUSINESS INVESTMENTS AND TO PROVIDE THAT THE TAX CREDITS SHALL SUNSET FOR INVESTMENTS MADE ON OR AFTER JANUARY 1, 1999.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Colton, Culp, Culpepper, Daughtry, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Howard, Jack Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Kinney, Kuczmarski, Lee, Luebke, Lutz, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Nichols, Nye, J. Preston, Ramsey, Redwine, Robinson, Rogers,

Russell, Smith, Stamey, Stewart, G. Thompson, Weatherly, Wilkins, Wood, and Wright - 78.

Voting in the negative: Representatives Berry, Creech, Decker, Grady, and Justus - 5.

Excused absences: Representatives Barnhill, Beall, Brubaker, Cummings, Cunningham, Diamont, Hightower, Oldham, Sutton, Wilmoth, and P. Wilson - 11.

House Committee Substitute for **S.B. 162**, A BILL TO BE ENTITLED AN ACT TO LIMIT THE NUMBER OF MOTOR VEHICLE DEALER LICENSE PLATES THAT CAN BE ISSUED TO THE SAME DEALER, TO MODIFY THE SANCTIONS FOR MISUSE OF A DEALER LICENSE PLATE, TO EXPAND THE USE OF TRANSPORTER PLATES, TO ESTABLISH A SPECIAL SPORTS EVENT TEMPORARY PLATE, AND TO CHANGE THE FEES FOR DEALER PLATES AND TRANSPORTER PLATES.

Representative Wood offers Amendment No. 2 which fails of adoption by electronic vote (34-71).

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Daughtry, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holt, Howard, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Nesbitt, Nichols, Nye, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, C. Wilson, and Wright - 101.

Voting in the negative: Representatives Decker, Jack Hunt, and Wood - 3.

Excused absences: Representatives Barnhill, Beall, Brubaker, Cummings, Cunningham, Diamont, Hightower, Oldham, Sutton, Wilmoth, and P. Wilson - 11.

CONFEREES APPOINTED

The Speaker announces the following conferees on Senate Committee Substitute for **H.B. 539**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA BUSINESS CORPORATION ACT AND TO AMEND G.S. 54-139 RELATING TO FOREIGN COOPERATIVE CORPORATIONS AS RECOMMENDED BY

THE GENERAL STATUTES COMMISSION AND TO MAKE OTHER AMENDMENTS TO THE BUSINESS CORPORATION ACT: Representatives Kennedy, Flaherty, R. Hunter, Braswell, Michaux, and McCombs.

The Senate is so notified by Special Message.

CALENDAR (continued)

Committee Substitute for **S.B. 821**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CURRENT PROCEDURE FOR THE REGISTRATION OF WATER WITHDRAWALS TO MAKE THE PROCEDURE MORE EFFECTIVE, TO PROVIDE MORE USEFUL INFORMATION, AND TO IMPOSE A LATE PAYMENT FEE FOR LATE REGISTRATIONS.

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Alexander, Alphin, Baddour, Balmer, Barbee, Berry, Black, Bowen, Bowie, D. Brown, J. Brown, Burton, Church, Colton, Crawford, Creech, Culp, Culpepper, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Hackney, Hall, Hayes, Hensley, Hill, Holt, Howard, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, B. Miller, G. Miller, Miner, Mitchell, Moore, Nesbitt, Nichols, Nye, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, C. Wilson, Wood, and Wright - 92.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Beall, Brubaker, Cummings, Cunningham, Diamont, Hightower, Oldham, Sutton, Wilmoth, and P. Wilson - 11.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

Committee Substitute for **H.B. 1355**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE PERCENTAGE RATES FOR THE PUBLIC UTILITY REGULATORY FEE AND THE INSURANCE REGULATORY CHARGE, TO INCREASE AMUSEMENT DEVICE INSPECTION FEES, TO INCREASE ELEVATOR FEES, AND TO REMOVE THE SUNSET ON THE MOTORCYCLE SAFETY EDUCATION PROGRAM, is returned for concurrence in Senate amendment and placed on the Calendar for July 12.

On motion of Representative Hackney, Rule 43.2 is suspended and the bill is placed before the House for immediate consideration.

On motion of Representative Hackney, the House concurs in the Senate amendment, by electronic vote (84–5), and the bill is ordered enrolled.

CALENDAR (continued)

House Committee Substitute for **S.B. 729**, A BILL TO BE ENTITLED AN ACT TO MERGE THE FRANKLIN COUNTY AND FRANKLINTON CITY SCHOOL ADMINISTRATIVE UNITS.

Representative Creech offers Amendment No. 1.

A division having been called, Amendment No. 1 fails of adoption by electronic vote (46–46).

Representative Creech offers Amendment No. 2 which fails of adoption by electronic vote (41–58).

Representative Moore offers Amendment No. 3 which is adopted.

The bill, as amended, passes its second reading by electronic vote (74–22).

Representative Creech objects to the third reading. The bill remains on the Calendar.

ENROLLED BILL

The following is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 1355, AN ACT TO ESTABLISH THE PERCENTAGE RATES FOR THE PUBLIC UTILITY REGULATORY FEE AND THE INSURANCE REGULATORY CHARGE, TO INCREASE AMUSEMENT DEVICE INSPECTION FEES, TO INCREASE ELEVATOR FEES, AND TO REMOVE THE SUNSET ON THE MOTORCYCLE SAFETY EDUCATION PROGRAM. (CHAPTER 320)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Judy Hunt for the Committee on Public Utilities:

H.B. 1121, A BILL TO BE ENTITLED AN ACT TO PROHIBIT A UNIT OF LOCAL GOVERNMENT FROM EXPANDING ITS LOCAL WATER SUPPLY SYSTEM UNLESS IT HAS COMPLETED AN APPROVED LOCAL WATER SUPPLY PLAN, with a favorable report as to committee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for July 13. The original bill is placed on the Unfavorable Calendar.

By Representatives Hackney and G. Miller for the Committee on Finance:

S.B. 158, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE PENALTY FOR FAILURE TO FILE AN

INHERITANCE TAX RETURN WILL BE ASSESSED AND COLLECTED IN THE SAME MANNER AS THE PENALTY FOR FAILURE TO PAY INHERITANCE TAXES, with a favorable report, as amended.

By Representative Jack Hunt for the Committee on Rules, Calendar, and Operations of the House:

H.B. 1037, A BILL TO BE ENTITLED AN ACT TO AMEND THE ADOPTION LAWS PERTAINING TO ACCESS TO ADOPTION RECORDS, without prejudice, and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

H.J.R. 1497, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF HENRY MCMILLAN TYSON, FORMER MEMBER OF THE GENERAL ASSEMBLY, with a favorable report as to committee substitute resolution, unfavorable as to original resolution.

On motion of Representative Jack Hunt, the committee substitute resolution is placed on the Calendar for July 12. The original resolution is placed on the Unfavorable Calendar.

RE-REFERRALS

On motion of Representative Jack Hunt and without objection, Committee Substitute for **S.B. 533,** A BILL TO BE ENTITLED AN ACT TO INSTITUTE A STATEWIDE REPORTING SYSTEM FOR OCCUPATIONAL DISEASES, ILLNESSES, AND INJURIES, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Business and Labor.

On motion of Representative Jack Hunt and without objection, **S.B. 590,** A BILL TO BE ENTITLED AN ACT TO ADD TO THE AUTHORIZED USES OF DESIGNATED BOATING FUNDS BY THE WILDLIFE RESOURCES COMMISSION AND TO INCREASE FEES FOR BOAT CERTIFICATES OF NUMBER, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Finance.

On motion of Representative Jack Hunt and without objection, **S.B. 792,** A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF EDEN TO NEGOTIATE ANNEXATION CONTRACTS AND TO AUTHORIZE ROCKINGHAM COUNTY TO PARTICIPATE IN THE REDEVELOPMENT OF CERTAIN ABANDONED PROPERTY, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Finance.

On motion of Representative Jack Hunt and without objection, **S.B. 872,** A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FAMILY CARE HOMES SHALL BE TREATED AS RESIDENCES FOR PURPOSES IN ADDITION TO ZONING, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Finance.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representative Luebke for the Permanent Subcommittee on Public Transportation of the Standing Committee on Transportation, with approval of standing committee chair for report to be made directly to the floor of the House:

S.B. 63, A BILL TO BE ENTITLED AN ACT TO REPEAL THE TWO PERCENT RESTRICTION ON THE USE OF PROCEEDS OF THE REGIONAL TRANSPORTATION AUTHORITY REGISTRATION TAX FOR ADMINISTRATIVE PURPOSES, with a favorable report, as amended.

By Representative H. Hunter for the Committee on Children, Youth and Families:

H.B. 1420, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE CHILD CARE LOAN GUARANTEE ACT OF 1993 AND TO APPROPRIATE FUNDS, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Michaux for the Committee on Judiciary I:

Committee Substitute for **S.B. 643**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE RETALIATORY EMPLOYMENT DISCRIMINATION LAW, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 13. The Senate committee substitute bill is placed on the Unfavorable Calendar.

CONFERENCE REPORTS

Representative Bowman sends forth the Conference Report on Senate Committee Substitute for **H.B. 101**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CURRENT ENERGY POLICY FOR STATE GOVERNMENT TO APPLY TO THE CONSTRUCTION, OPERATION, AND RENOVATION OF STATE FACILITIES AND TO THE PURCHASE, OPERATION, AND MAINTENANCE OF EQUIPMENT FOR SUCH FACILITIES. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of July 12.

Representative Richardson sends forth the Conference Report on **H.B. 402**, A BILL TO BE ENTITLED AN ACT TO REQUIRE

THAT CHILD SUPPORT PAYMENTS BE CONTINUED WHILE THE CHILD IS ENROLLED IN PRIMARY OR SECONDARY SCHOOL, UP TO GRADUATION OR AGE TWENTY. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of July 12.

Representative Nesbitt sends forth the Conference Report on House Committee Substitute for **S.B. 27**, A BILL TO BE ENTITLED AN ACT TO MAKE CONTINUATION AND EXPANSION BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES.

On motion of Representative Nesbitt, Rule 44(d) is suspended in order that the Conference Report may be placed on the Calendar for immediate consideration.

On motion of Representative Nesbitt, Rule 44(b) is suspended in order that the Conference Report may deal with matters not in contention between the two Houses.

On motion of the Chair, the House recesses at 11:26 a.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 9, 1993

Mr. Speaker:

On House Committee Substitute for **S.B. 27**, A BILL TO BE ENTITLED AN ACT TO MAKE CONTINUATION AND EXPANSION BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, it is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees to the end that when a similar action has been taken on the part of your Honorable Body, the President will order the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 9, 1993

Mr. Speaker:

Pursuant to your message received Friday, July 9, that the House of Representatives fails to concur in Senate Committee Substitute for

H.B. 539, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA BUSINESS CORPORATION ACT AND TO AMEND G.S. 54-139 RELATING TO FOREIGN COOPERATIVE CORPORATIONS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, which proposed to change the title to read Senate Committee Substitute for **H.B. 539**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA BUSINESS CORPORATION ACT AND TO AMEND G.S. 54-139 RELATING TO FOREIGN COOPERATIVE CORPORATIONS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION AND TO MAKE OTHER AMENDMENTS TO THE BUSINESS CORPORATION ACT, and requests conferees, the President Pro Tempore appoints: Senator Cooper, Chairman; Senators Hartsell and Soles, on the part of the Senate to confer with the committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 9, 1993

Mr. Speaker:

It is ordered that a message be sent the House of Representatives with the information that the Senate fails to concur in House Amendment No. 1 to **S.B. 431**, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO INCREASE THE MAXIMUM AMOUNT THAT MAY BE RECOVERED IN STRICT LIABILITY FOR DAMAGE TO PERSON OR PROPERTY BY MINORS, and requests conferees. The President Pro Tempore appoints: Senator Allran, Chairman; Senators Ballance and Hartsell, on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

CONFERENCE REPORT

Representative Nesbitt moves the adoption of the following Conference Report.

House Committee Substitute for
S.B. 27

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **S.B. 27**, A

BILL TO BE ENTITLED AN ACT TO MAKE CONTINUATION AND EXPANSION BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, House Committee Substitute Favorable with Amendments 5/27/93, Fifth Edition.

wish to report as follows:

The Senate concurs in the House Committee Substitute Favorable with Amendments 5/27/93, Fifth Edition, with the following amendment: Delete the entire House Committee Substitute Favorable with Amendments 5/27/93, Fifth Edition, and substitute the attached Proposed Conference Committee Substitute PCCS 5708A.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 9th day of July, 1993.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ George B. Daniel, Chairman	S/ Martin Nesbitt, Co-Chair
S/ Aaron W. Plyler, Chairman	S/ Jim Black
S/ Betsy L. Cochrane	S/ Fred Bowman
S/ J. Richard Conder	S/ N. J. Crawford
S/ Ralph A. Hunt	S/ Dan DeVane
S/ Herbert L. Hyde	S/ Dub Dickson
S/ Ted Kaplan	S/ Ruth Easterling
S/ Howard N. Lee	S/ Herman Gist
S/ R. L. Martin	S/ Lyons Gray
S/ William N. Martin	S/ B. Holt
S/ T. L. Odom	S/ Howard Hunter
S/ Beverly M. Perdue	S/ Erin Kuczmarski
S/ J. Clark Plexico	S/ Shawn Lemmond
S/ Jim Richardson	S/ Mary McAllister
S/ Alexander P. Sands, III	S/ John McLaughlin
S/ J. K. Sherron, Jr.	S/ Edd Nye
S/ Daniel R. Simpson	S/ Gene Rogers
S/ R. C. Soles, Jr.	S/ William Wainwright
S/ Russell G. Walker	S/ Anne Barnes
S/ Marvin Ward	
S/ Dennis J. Winner	

Representative Nesbitt calls the previous question on the passage of the Conference Report and the call is sustained.

The Conference Report is adopted, by electronic vote (67-33), and the Senate is so notified by Special Message. (The Conference Report in its entirety may be found in the 1993 Session Laws, Chapter 321)

CALENDAR (continued)

House Committee Substitute No. 2 for **S.B. 992**, A BILL TO BE ENTITLED AN ACT TO ALLOW PAMLICO COUNTY TO USE

ALTERNATIVE CONSTRUCTION DELIVERY SYSTEMS TO CONSTRUCT A BUILDING FOR THE PAMLICO COUNTY DEPARTMENT OF SOCIAL SERVICES AND TO ALLOW MARTIN COUNTY TO CONSTRUCT A FACILITY FOR USE BY THE NORTHEAST REGIONAL EDUCATION CENTER AND TO ACQUIRE NECESSARY LAND AND EQUIPMENT THEREFOR, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Berry, Black, Bowen, Bowman, Braswell, Brawley, D. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Decker, DeVane, Dockham, Easterling, Edwards, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holt, Jack Hunt, H. Hunter, R. Hunter, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Stamey, Stewart, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, C. Wilson, Wood, and Wright - 92.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Beall, Brubaker, Cummings, Cunningham, Diamont, Hightower, Ives, Lutz, Oldham, Sutton, Tallent, Wilmoth, and P. Wilson - 14.

Committee Substitute for **S.B. 892**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A DELINQUENT JUVENILE ON PROBATION AND REQUIRED TO ATTEND SCHOOL AS A CONDITION OF PROBATION BE REQUIRED TO MAINTAIN A PASSING GRADE IN FOUR COURSES.

Representative Baddour offers Amendment No. 2 which is adopted by electronic vote (76-9).

The bill, as amended, passes its third reading, by electronic vote (88-0), and is ordered sent to the Senate for concurrence in House amendments.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 27, AN ACT TO MAKE CONTINUATION AND EXPANSION BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES. (CHAPTER 321)

H.B. 31, AN ACT TO MODIFY THE ANNUAL RENTAL CHARGED FOR WATER COLUMN LEASES. (CHAPTER 322)

H.B. 547, AN ACT TO CLARIFY THAT THE NORTH CAROLINA SEAFOOD INDUSTRIAL PARK AUTHORITY MAY CHARGE FEES FOR ITS SERVICES OR FOR THE USE OF ITS FACILITIES. (CHAPTER 323)

H.B. 625, AN ACT TO AMEND THE LAW REGARDING THE DEFINITION OF NEGLECTED JUVENILE. (CHAPTER 324)

H.B. 898, AN ACT TO ALLOW THE TOWN OF CARY TO LEVY A MOTOR VEHICLE TAX OF UP TO TEN DOLLARS. (CHAPTER 325)

H.B. 924, AN ACT TO PROVIDE FOR THE CERTIFICATION OF LOCAL GOVERNMENT PROPERTY MAPPERS. (CHAPTER 326)

H.B. 1009, AN ACT TO REQUIRE SCHOOL PRINCIPALS TO REPORT CERTAIN ACTS OCCURRING ON SCHOOL PROPERTY TO LAW ENFORCEMENT. (CHAPTER 327)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative Kennedy for the Committee on Courts and Justice:

Senate Committee Substitute for **H.B. 1119**, A BILL TO BE ENTITLED AN ACT REGARDING THE ESTABLISHMENT OF PATERNITY OF A CHILD BY AFFIDAVIT, CHANGING THE LAWS OF EVIDENCE RELATING TO PATERNITY TESTING IN CIVIL ACTIONS, AND GIVING PRIORITY TO THE TRIAL OF PATERNITY ACTIONS, with recommendation that the House concur.

The Senate committee substitute bill is placed on the Calendar for July 12.

Committee Substitute for **S.B. 899**, A BILL TO BE ENTITLED AN ACT TO ENACT NEW ARTICLE 2A OF THE UNIFORM COMMERCIAL CODE, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 13. The Senate committee substitute bill is placed on the Unfavorable Calendar.

CONFERENCE REPORT

Representative G. Miller sends forth the Conference Report on **H.B. 602**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE TRAUMA SYSTEM ACT OF 1993. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of July 12.

On motion of Representative Jack Hunt, seconded by Representative Nesbitt, the House adjourns at 3:56 p.m. to reconvene Monday, July 12, 1993, at 8:00 p.m.

NINETY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Monday, July 12, 1993

The House meets at 8:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

The Speaker leads the members in the Pledge of Allegiance.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 9 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Beall, Brubaker, Diamont, Hightower, R. Hunter, Jeffus, Joye, Kennedy, McCrary, Stewart, Wilmoth, and C. Wilson for today.

THE RECEIVING OF PETITIONS, MEMORIALS AND PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO THE HOUSE

THE APPOINTMENT OF PAUL WAYNE SEXTON, SR. 1993 BY THE GOVERNOR OF THE STATE OF NORTH CAROLINA

A PROCLAMATION

WHEREAS, the Honorable Peggy A. Wilson, elected Representative from the Seventy-Third House District, 1993 General Assembly, has resigned her office; and

WHEREAS, the provisions of General Statutes 163-11 require that the vacancy created by the resignation of the Honorable Peggy A. Wilson be filled by appointment of the person recommended by the Seventy-Third House District Executive Committee of the Republican Party; and

WHEREAS, the Seventy-Third House District Executive Committee of the Republican Party has notified me of its recommendation of Paul Wayne Sexton, Sr., of Stoneville, North Carolina, to fill said vacancy,

I do by these presents appoint
Paul Wayne Sexton, Sr.
as a member of the
HOUSE OF REPRESENTATIVES
1993 General Assembly

IN WITNESS WHEREOF, I have hereunto signed my name and affixed the Great Seal of the State at the Capitol in the City of Raleigh, this 12th day of July in the year of our Lord, One Thousand Nine Hundred Ninety-Three.

S/ James B. Hunt, Jr.
Governor of North Carolina

S/ Rufus L. Edmisten
Secretary of State

Former Representative P. Wilson and Representative Balmer escort Paul Wayne Sexton, Sr., of the 73rd House District to the dais, where the Speaker administers the following oath of office, pursuant to G.S. Chapter 120-5.

OATH FOR MEMBER OF THE HOUSE OF REPRESENTATIVES 1993 SESSION

"I, Paul Wayne Sexton, Sr., do solemnly swear (or affirm) that I will support and maintain the Constitution and laws of the United States; so help me God; and

"I do solemnly and sincerely swear (or affirm) that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution and laws of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and

"I do swear (or affirm) that I will faithfully discharge the duties of the office of a Member of the 1993 House of Representatives according to the best of my skill and ability, according to law; so help me God."

ENROLLED BILL

The following is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 1094, AN ACT TO CLARIFY THE LAW RELATING TO THE CONDITIONAL DELIVERY OF MOTOR VEHICLES AND TO PROVIDE FOR INSURANCE COVERAGE FOR VEHICLES ADDED TO EXISTING POLICIES ON NONBUSINESS DAYS. (CHAPTER 328)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Barnes for the Committee on Education:

Committee Substitute for **S.B. 863**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO CONSIDER CHILDREN WITH SPECIAL NEEDS WHEN IT ADOPTS RULES SETTING GRADUATION STANDARDS, TO DIRECT THE STATE BOARD OF EDUCATION TO CONDUCT AN INDEPENDENT STUDY OF HIGH SCHOOL GRADUATION STANDARDS FOR CHILDREN WITH SPECIAL NEEDS, AND TO DIRECT THE STATE BOARD OF EDUCATION TO SUSPEND THE APPLICATION OF ITS RULE REQUIRING ALGEBRA I FOR A

HIGH SCHOOL DIPLOMA TO CHILDREN IDENTIFIED AS LEARNING DISABLED PENDING ITS REEVALUATION OF GRADUATION STANDARDS FOR CHILDREN WITH SPECIAL NEEDS, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 14. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Barnes, Vice Chair for the Committee on Courts and Justice:

Committee Substitute for **H.B. 542**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GENERAL STATUTES COMMISSION TO INCREASE THE AMOUNT OF PROPERTY COLLECTIBLE BY SMALL ESTATE AFFIDAVIT, TO INCREASE THE MINIMUM AMOUNT OF INTESTATE PERSONAL PROPERTY PASSING TO THE SURVIVING SPOUSE, AND TO INCREASE THE AMOUNT OF THE YEAR'S ALLOWANCE FOR A SURVIVING SPOUSE AND CHILDREN, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for July 14. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 887**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE CITY OF WINSTON-SALEM CITIZEN POLICE REVIEW BOARD MAY IN CONNECTION WITH ITS REVIEWS AND HEARINGS ISSUE SUBPOENAS AND SIMILAR ORDERS AND MAY APPLY TO THE GENERAL COURT OF JUSTICE FOR ENFORCEMENT OF ITS SUBPOENAS AND SIMILAR ORDERS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for July 14. The original bill is placed on the Unfavorable Calendar.

S.B. 535, A BILL TO BE ENTITLED AN ACT TO CLARIFY REMEDIES FOR RETURNED CHECKS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for July 14. The original bill is placed on the Unfavorable Calendar.

By Representatives Hackney and G. Miller for the Committee on Finance:

S.B. 600, A BILL TO BE ENTITLED AN ACT TO AMEND THE LEGISLATIVE RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, AND

THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM TO COMPLY WITH THE INTERNAL REVENUE CODE, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Pensions and Retirement.

The House committee substitute bill is re-referred to the Committee on Pensions and Retirement. The original bill is placed on the Unfavorable Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 1016**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE GENERAL DRIVERS LICENSE RENEWAL CYCLE FROM FOUR TO FIVE YEARS AND TO MAKE UNIFORM THE REQUIREMENTS FOR OBTAINING A DRIVERS LICENSE, is returned for concurrence in Senate committee substitute and referred to the Committee on Finance.

H.B. 1122, A BILL TO BE ENTITLED AN ACT TO DIRECT THE HEALTH SERVICES COMMISSION TO ADOPT RULES RESTRICTING THE OFFERING OF UNWRAPPED FOOD SAMPLES, is returned for concurrence in Senate amendment and placed on the Calendar for July 13.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 12, 1993

Mr. Speaker:

It is ordered that a message be sent the House of Representatives with the information that the Senate adopts the report of the conferees on **H.B. 602**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE TRAUMA SYSTEM ACT OF 1993, to the end that when a similar action has been taken on the part of your Honorable Body, the Speaker may order the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 12, 1993

Mr. Speaker:

It is ordered that a message be sent the House of Representatives with the information that the Senate adopts the report of the conferees on Committee Substitute for **H.B. 101**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CURRENT ENERGY POLICY FOR STATE

GOVERNMENT TO APPLY TO THE CONSTRUCTION, OPERATION, AND RENOVATION OF STATE FACILITIES AND STATE-ASSISTED FACILITIES AND TO THE PURCHASE, OPERATION, AND MAINTENANCE OF EQUIPMENT FOR SUCH FACILITIES, which changes the title to read Senate Committee Substitute for **H.B. 101**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CURRENT ENERGY POLICY FOR STATE GOVERNMENT TO APPLY TO THE CONSTRUCTION, OPERATION, AND RENOVATION OF STATE FACILITIES AND TO THE PURCHASE, OPERATION, AND MAINTENANCE OF EQUIPMENT FOR SUCH FACILITIES, to the end that when a similar action has been taken on the part of your Honorable Body, the Speaker may order the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 12, 1993

Mr. Speaker:

It is ordered that a message be sent the House of Representatives with the information that the Senate adopts the report of the conferees on **H.B. 402**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CHILD SUPPORT PAYMENTS BE CONTINUED WHILE THE CHILD IS ENROLLED IN PRIMARY OR SECONDARY SCHOOL, UP TO GRADUATION OR AGE TWENTY, to the end that when a similar action has been taken on the part of your Honorable Body, the Speaker may order the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

CALENDAR

Action is taken on the following:

CONFERENCE REPORT

Representative Bowman moves the adoption of the following Conference Report.

H.B. 101

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **H.B. 101**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CURRENT ENERGY POLICY FOR STATE GOVERNMENT TO APPLY TO THE CONSTRUCTION, OPERATION, AND RENOVATION OF

STATE FACILITIES AND TO THE PURCHASE, OPERATION, AND MAINTENANCE OF EQUIPMENT FOR SUCH FACILITIES, Fourth Edition Engrossed 4/6/93

wish to report as follows:

The House concurs in the Senate Committee Substitute, Fourth Edition Engrossed 4/6/93, and the House and Senate agree to the following amendments:

(1) On page 6, line 9, by inserting the word, "and" after the semicolon;

(2) On page 6, line 10, by deleting the phrase "consumption; and" and by substituting "consumption.";

(3) On page 7, lines 15-30, by rewriting those lines to read: "'§133-3. Specifications to carry competitive items; substitution of materials.

All architects, engineers, designers, or draftsmen, when ~~designing,~~ providing design services, or writing ~~specifications~~ specifications, directly or indirectly, for materials to be used in any city, county or State work, shall specify in their plans the required performance and design characteristics of such materials. However, when it is impossible or impractical to specify the required performance and design characteristics for such materials, then the architect, engineer, designer or draftsman may use a brand name specification so long as they cite ~~at least~~ three or more examples of items of equal design or ~~their~~ equivalent design, which would ~~be acceptable upon such works.~~ establish an acceptable range for items of equal or equivalent design. The specifications shall state clearly that the cited examples are used only to denote the quality standard of product desired and that they do not restrict bidders to a specific brand, make, manufacturer or specific name; that they are used only to set forth and convey to bidders the general style, type, character and quality of product desired; and that equivalent products will be acceptable. Where it is impossible to specify performance and design characteristics for such materials and impossible to cite three or more items due to the fact that there are not that many items of similar or equivalent design in competition, then as many items as are available shall be ~~specified.~~ cited. On all city, county or State works, the maximum interchangeability and compatibility of cited items shall be required. The brand of product used on a city, county or State work shall not limit competitive bidding on future works. If an architect, engineer, designer, draftsman or owner prefers a particular brand of material, then such brand shall be bid as an alternate to the base bid and in such case the base bid shall cite three or more examples of items of equal or equivalent design, which would establish an acceptable range for items of equal or equivalent design. Substitution of ~~materials~~ materials, items, or equipment of equal or equivalent design shall be submitted to the architect or engineer for approval or ~~disapproval before any such substitutions may be made.~~ disapproval; such approval or disapproval shall be made by the architect or engineer prior to the opening of bids. The purpose of this statute is to mandate and encourage free and open competition on public contracts.'"

(4) On page 7, lines 31–33, by rewriting those lines to read:

"Sec. 8. Sections 1 through 7 of this act are effective upon ratification and apply to all construction and renovation projects for State works that start the design process on or after that date. Section 7.1 of this act is effective upon ratification and applies to all construction and renovation projects for any city, county or State works that start the design process on or after that date."

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 8th day of July, 1993.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ J. Clark Plexico	S/ James Fred Bowman
S/ Austin Allran	S/ Billy James Creech
S/ Roy A. Cooper, III	S/ Arlie F. Culp
S/ Fletcher L. Hartsell, Jr.	S/ Daniel H. DeVane
S/ Joseph E. Johnson	S/ Joe Hackney
S/ William N. Martin	S/ Paul Luebke
S/ J. K. Sherron, Jr.	S/ Brad Miller

The Conference Report is adopted, by electronic vote (95–0), and the Senate is so notified by Special Message.

The Senate having previously adopted the Conference Report, the Speaker orders the bill enrolled.

CONFERENCE REPORT

Representative Richardson moves the adoption of the following Conference Report.

H.B. 402

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **H.B. 402**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CHILD SUPPORT PAYMENTS BE CONTINUED WHILE THE CHILD IS ENROLLED IN PRIMARY OR SECONDARY SCHOOL, UP TO GRADUATION OR AGE TWENTY, Second Edition Engrossed 4/29/93

wish to report as follows:

The Senate recedes from its Amendment #1, and substitutes the following amendment:

Amend the bill on page 2, line 12, by deleting the quotation period at the end of the line. Further amend the bill on page 2, line 12, by adding the following between lines 12 and 13:

"In the case of graduation, or attaining age 20, payments shall terminate without order by the court, subject to the right of the party receiving support to show, upon motion and with notice to the opposing party, that the child has not graduated or attained the age of 20.'"

The House agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 12th day of July, 1993.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Alexander P. Sands, III	S/ Joe Hackney
S/ Roy A. Cooper, III	S/ William O. Richardson
S/ William N. Martin	S/ David T. Flaherty, Jr.
	S/ Paul R. McCrary
	S/ Martha B. Alexander
	S/ Theresa H. Esposito

The Conference Report is adopted, by electronic vote (99–0), and the Senate is so notified by Special Message.

The Senate having previously adopted the Conference Report, the Speaker orders the bill enrolled.

CONFERENCE REPORT

Representative G. Miller moves the adoption of the following Conference Report.

H.B. 602

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **H.B. 602**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE TRAUMA SYSTEM ACT OF 1993,

wish to report as follows:

The House concurs in Senate Amendment #1, with an amendment as follows: in Senate Amendment #1 rewrite line 9 to read "private physicians, schools, or universities, except those voluntarily participating in the trauma system, to provide information". The Senate agrees to the same.

The House concurs in Senate Amendment #2.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 7th day of July, 1993.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Alexander Sands	S/ Charles Beall
S/ Fred Folger	S/ Lyons Gray
S/ James Richardson	S/ George Miller

The Conference Report is adopted, by electronic vote (100–0), and the Senate is so notified by Special Message.

The Senate having previously adopted the Conference Report, the Speaker orders the bill enrolled.

Senate Committee Substitute for **H.B. 1119**, A BILL TO BE ENTITLED AN ACT REGARDING THE ESTABLISHMENT OF PATERNITY OF A CHILD BY AFFIDAVIT, CHANGING THE LAWS OF EVIDENCE RELATING TO PATERNITY TESTING IN CIVIL ACTIONS, AND GIVING PRIORITY TO THE TRIAL OF PATERNITY ACTIONS.

On motion of Representative Braswell, the House concurs in the Senate committee substitute, by electronic vote (102–0), and the bill is ordered enrolled.

H.B. 1158, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ERECTION OF OUTDOOR ADVERTISING ON A PORTION OF U.S. HIGHWAY 52 AND NORTH CAROLINA HIGHWAY 752 IN SURRY COUNTY.

On motion of Representative Stamey, the House does not concur in Senate Amendment No. 2, by electronic vote (98–0), and requests conferees.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Rogers and without objection, House Committee Substitute No. 2 for **S.B. 992**, A BILL TO BE ENTITLED AN ACT TO ALLOW PAMLICO COUNTY TO USE ALTERNATIVE CONSTRUCTION DELIVERY SYSTEMS TO CONSTRUCT A BUILDING FOR THE PAMLICO COUNTY DEPARTMENT OF SOCIAL SERVICES AND TO ALLOW MARTIN COUNTY TO CONSTRUCT A FACILITY FOR USE BY THE NORTHEAST REGIONAL EDUCATION CENTER AND TO ACQUIRE NECESSARY LAND AND EQUIPMENT THEREFOR, is withdrawn from the Calendar and placed on the Calendar of July 13.

CALENDAR (continued)

House Committee Substitute for **S.B. 729**, A BILL TO BE ENTITLED AN ACT TO MERGE THE FRANKLIN COUNTY AND FRANKLINTON CITY SCHOOL ADMINISTRATIVE UNITS.

Representative Creech offers Amendment No. 4.

Representative Redwine inquires of the Chair if Amendment No. 4 is germane to the title of the bill. The Speaker rules that the amendment is germane.

Amendment No. 4 fails of adoption.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

RE-REFERRAL

On motion of Representative Nesbitt, pursuant to Rule 39.2, **H.B. 578**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENTS PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA AND THE UNIVERSITY OF NORTH CAROLINA HOSPITALS AT CHAPEL HILL, is withdrawn from the Committee on Appropriations and re-referred to the Committee on Finance.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Richardson and without objection, Committee Substitute for **H.J.R. 1497**, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF HENRY MCMILLAN TYSON, FORMER MEMBER OF THE GENERAL ASSEMBLY, is withdrawn from the Calendar and placed on the Calendar of July 19.

On motion of Representative Redwine and without objection, Committee Substitute for **H.B. 297**, A BILL TO BE ENTITLED AN ACT TO REQUIRE AN ENDORSEMENT TO SELL FISH TAKEN FROM COASTAL FISHING WATERS, TO CONSOLIDATE THE VESSEL FISHING LICENSE, AND TO AMEND OTHER MARINE FISHERIES STATUTES, is withdrawn from the Calendar and placed on the Calendar of July 13.

On motion of Representative Hensley and without objection, **H.B. 1033**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE ISSUE OF PROVIDING PROFESSIONAL FIRE FIGHTERS WITH THE FINANCIAL INCENTIVE FOR EARLY RETIREMENT UNDER THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, is withdrawn from the Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR (continued)

House Committee Substitute for **S.B. 128**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN TRANSFERS OF VEHICLES FROM THE HIGHWAY USE TAX, TO REIMBURSE THE HIGHWAY TRUST FUND FOR REVENUE THAT WOULD OTHERWISE BE LOST AS A RESULT OF THE EXEMPTIONS, TO INCREASE REVENUES TO PROVIDE FUNDS TO MAKE THE REIMBURSEMENT, TO LOWER THE MAXIMUM HIGHWAY USE TAX ON CERTAIN COMMERCIAL VEHICLES, TO INCREASE THE ANNUAL REGISTRATION FEES FOR CERTAIN PROPERTY-HAULING VEHICLES, AND TO CREDIT THE INCREASED REVENUE FROM THE REGISTRATION FEES TO

THE HIGHWAY TRUST FUND, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fussell, Gamble, Gardner, Gottovi, Gray, Green, Griffin, Hall, Hayes, Hensley, Hill, Holt, Howard, Jack Hunt, Judy Hunt, Ives, James, Jarrell, Jenkins, Justus, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Sutton, Tallent, G. Thompson, Wainwright, Wilkins, Wood, and Wright - 88.

Voting in the negative: Representatives Berry, Decker, Flaherty, and Grady - 4.

Excused absences: Representatives Beall, Brubaker, Diamont, Hightower, R. Hunter, Jeffus, Joye, Kennedy, McCrary, Stewart, Wilmoth, and C. Wilson - 12.

House Committee Substitute for **S.B. 631**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA PRACTICING PSYCHOLOGIST LICENSING ACT, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holt, Howard, Judy Hunt, H. Hunter, Ives, James, Jarrell, Jenkins, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McLaughlin, McLawhorn, Mercer, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Russell, Smith, Spears, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wood, and Wright - 94.

Voting in the negative: None.

Excused absences: Representatives Beall, Brubaker, Diamont, Hightower, R. Hunter, Jeffus, Joye, Kennedy, McCrary, Stewart, Wilmoth, and C. Wilson - 12.

S.B. 158, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE PENALTY FOR FAILURE TO FILE AN INHERITANCE TAX RETURN WILL BE ASSESSED AND COLLECTED IN THE SAME MANNER AS THE PENALTY FOR FAILURE TO PAY INHERITANCE TAXES.

On motion of Representative Gamble, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Green, Griffin, Hall, Hayes, Hensley, Hill, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, Ives, James, Jarrell, Jenkins, Justus, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, McAllister, McCombs, McLawhorn, Mercer, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Redwine, Richardson, Robinson, Russell, Sexton, Smith, Spears, Stamey, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wood, and Wright - 90.

Voting in the negative: Representatives Lee, McLaughlin, and Moore - 3.

Excused absences: Representatives Beall, Brubaker, Diamont, Hightower, R. Hunter, Jeffus, Joye, Kennedy, McCrary, Stewart, Wilmoth, and C. Wilson - 12.

Committee Substitute for **H.B. 74**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROHIBITION AGAINST DISCLOSING TAX INFORMATION, TO DELETE THE AUTHORITY OF THE GOVERNOR TO OBTAIN CONFIDENTIAL TAX INFORMATION, TO ADD SEVERAL NARROW EXCEPTIONS TO THE PROHIBITION TO ENABLE STATE AGENCIES TO PERFORM THE DUTIES ASSIGNED THEM BY LAW, AND TO EXCLUDE INFORMATION SUBMITTED ON A MASTER TAX APPLICATION FROM THE PROHIBITION, passes its second reading, by electronic vote (97-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 1274**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE EXEMPTION FROM THE SCRAP TIRE TAX FOR TIRES SOLD FOR PLACEMENT ON NEWLY MANUFACTURED VEHICLES SHALL APPLY UNIFORMLY REGARDLESS WHEN THE TIRES WERE SOLD.

Representative Gamble offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (97-2), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

INTRODUCTION OF PAGES

Pages for the week of July 12–16 are introduced to the membership. They are: Kristi Abrams of Davidson, Kathryn Anderson of Caldwell, Claudia Bailey of Mitchell, Lauren Bradley of Johnston, Laura Butler of New Hanover, Jennifer Causey of Caldwell, Henry Colton of New Hanover, Lee Franklin of Johnston, Kimberly Horne of Lincoln, Thomas Jackson of Polk, Cindy Johnson of Forsyth, Laura Kennington of Durham, Brooke Killough of Caldwell, Jill Kucab of Wake, Elizabeth Little of Halifax, Jorie Mead of Wake, Jessica Mishoe of New Hanover, Duncan Neal of Richmond, Stephen Pitman of Mitchell, Tiffani Plemmons of Haywood, Walton Smith, III of Nash, Kim Speiser of Cumberland, Vashanti Tillery of Cumberland, Reggie Whitley of Union, and Kelly Yates of Carteret.

On motion of Representative Jack Hunt, seconded by Representative H. Hunter, the House adjourns at 9:50 p.m. to reconvene July 13 at 1:00 p.m.

NINETY-NINTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, July 13, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 12 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Beall, Hightower, R. Hunter, Jeffus, Joye, Kennedy, McCrary, Sexton, Stewart, and Wilmoth for today.

THE RECEIVING OF PETITIONS, MEMORIALS AND PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO THE HOUSE

STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR
RALEIGH 27603-8001

July 8, 1993

The Honorable Dennis Wicker
Lieutenant Governor
State Capitol
Capitol Square
Raleigh, NC 27601

The Honorable Dan Blue
Speaker of the House
Legislative Building
Raleigh, NC 27601-1096

The Honorable Marc Basnight
President Pro Tempore
Legislative Building - Room 2007
Raleigh, NC 27601-2808

Gentlemen:

Pursuant to G.S. Section 143B-426.37(b), this letter is to submit the name of Edward Renfrow of Johnston County as State Controller. As you are aware, Fred Talton has indicated his intention to resign in the next few days.

Although there are many important items of business currently under consideration by the General Assembly, I ask that you approve Mr. Renfrow's appointment during this year's legislative session.

Thank you for your assistance.

My warmest personal regards.

Sincerely,
S/ James B. Hunt, Jr.

The Speaker refers the letter to the Committee on State Government.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 164, AN ACT TO CLARIFY THAT LOCAL GOVERNMENTS HAVE THE AUTHORITY TO IMPOSE CIVIL PENALTIES FOR VIOLATIONS OF THE FIRE PREVENTION CODE OF THE STATE BUILDING CODE. (CHAPTER 329)

S.B. 630, AN ACT TO PERMIT RECIPIENTS OF TEACHING FELLOWS SCHOLARSHIP LOANS TO REPAY THEIR COMMITMENT TO THE STATE BY TEACHING FOR THREE CONSECUTIVE YEARS IN SCHOOL SYSTEMS IDENTIFIED AS LOW-PERFORMING OR ON WARNING STATUS. (CHAPTER 330)

S.B. 939, AN ACT TO CLARIFY CERTAIN PROVISIONS WITHIN ARTICLE 12 OF CHAPTER 20 OF THE GENERAL STATUTES OF NORTH CAROLINA RELATING TO THE RIGHT OF MOTOR VEHICLE DEALERS TO COMBINE FRANCHISES AT A SINGLE LOCATION AND PERSONS WHO ARRANGE TRANSACTIONS INVOLVING THE SALE OF NEW MOTOR VEHICLES. (CHAPTER 331)

S.B. 970, AN ACT TO PROVIDE THAT IT IS A MISDEMEANOR TO ASSEMBLE FOR THE PURPOSE OF TEACHING ANY TECHNIQUES TO BE USED FOR THE PURPOSE OF

COMMITTING A CRIME AGAINST A PERSON BECAUSE OF THAT PERSON'S RACE, COLOR, RELIGION, NATIONALITY, OR COUNTRY OF ORIGIN. (CHAPTER 332)

H.B. 1119, AN ACT REGARDING THE ESTABLISHMENT OF PATERNITY OF A CHILD BY AFFIDAVIT, CHANGING THE LAWS OF EVIDENCE RELATING TO PATERNITY TESTING IN CIVIL ACTIONS, AND GIVING PRIORITY TO THE TRIAL OF PATERNITY ACTIONS. (CHAPTER 333)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Michaux for the Committee on Judiciary I:

S.B. 1066, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR VOTER PREREGISTRATION OF SIXTEEN- AND SEVENTEEN-YEAR OLDS BY DRIVERS LICENSE EXAMINERS, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for July 15. The original bill is placed on the Unfavorable Calendar.

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 825, A BILL TO BE ENTITLED AN ACT CONCERNING IMPACT FEES BY THE TOWN OF GARNER, with a favorable report.

S.B. 183, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A SALES TAX LICENSE IS VOID IF THE RETAILER REPORTS NO SALES FOR EIGHTEEN MONTHS, with a favorable report, as amended.

Committee Substitute for **S.B. 724**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE HIGH ROCK LAKE MARINE COMMISSION, with a favorable report.

By Representative Cunningham for the Committee on Insurance:

Committee Substitute for **S.B. 602**, A BILL TO BE ENTITLED AN ACT TO PROVIDE GROUP HEALTH INSURANCE TO BUSINESSES COMPRISING MORE THAN TWENTY-FIVE EMPLOYEES AND TO MAKE IMPROVEMENTS IN THE NORTH CAROLINA SMALL EMPLOYER GROUP HEALTH COVERAGE REFORM ACT, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 15. The Senate committee substitute bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 603**, A BILL TO BE ENTITLED AN ACT TO MAKE SUBSTANTIVE CHANGE IN VARIOUS

INSURANCE AND INSURANCE-RELATED LAWS, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 15. The Senate committee substitute bill is placed on the Unfavorable Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 26**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CAMPGROUNDS FOR TRANSIENTS AND MARINAS WHICH RESELL ELECTRICITY FROM THE DEFINITION OF A PUBLIC UTILITY, is returned for concurrence in Senate committee substitute and placed on the Calendar for July 14.

Senate Committee Substitute for **H.B. 358**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS OF THE CHILD FATALITY TASK FORCE TO ENCOURAGE PROSECUTORIAL CHILD PROTECTION INITIATIVES, is returned for concurrence in Senate committee substitute, which changes the title, and referred to the Committee on Courts and Justice.

Senate Committee Substitute for **H.B. 457**, A BILL TO BE ENTITLED AN ACT TO REMOVE BARRIERS IN INSURANCE POLICIES AND PLANS TO PROVIDE FOR REIMBURSEMENT TO ADVANCED PRACTICE REGISTERED NURSES PROVIDING SERVICES WITHIN THE SCOPE OF THEIR PRACTICE, is returned for concurrence in Senate committee substitute and placed on the Calendar for July 14.

Senate Committee Substitute for **H.B. 556**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE UNIFORM BOILER AND PRESSURE VESSEL ACT, is returned for concurrence in Senate committee substitute and placed on the Calendar for July 14.

Senate Committee Substitute for **H.B. 567**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ISSUANCE OF REPLACEMENT DATA PLATES FOR LP-GAS TANKS, TO PROVIDE CIVIL PENALTIES FOR VIOLATIONS OF THE LAWS REGARDING LP-GAS, AND TO PROVIDE FOR SUSPENSION OR REVOCATION OF AN LP-GAS DEALER'S REGISTRATION FOR VIOLATIONS OF THESE LAWS, is returned for concurrence in Senate committee substitute, which changes the title, and placed on the Calendar for July 14.

H.B. 743, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE MERGER OF THE TOWNS OF HAZELWOOD AND WAYNESVILLE, is returned for concurrence in Senate amendment and placed on the Calendar for July 14.

Senate Committee Substitute for **H.B. 799**, A BILL TO BE ENTITLED AN ACT TO EXEMPT BURKE COUNTY AND THE

MUNICIPALITIES THEREIN FROM CERTAIN ZONING NOTICE REQUIREMENTS, is returned for concurrence in Senate committee substitute, which changes the title, and referred to the Committee on Judiciary I.

Committee Substitute No. 2 for **H.B. 923**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE ORGANIZATION AND OPERATION OF LIMITED LIABILITY COMPANIES, is returned for concurrence in Senate amendment and placed on the Calendar for July 14.

Committee Substitute No. 2 for **S.B. 543**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CERTIFICATION OF PROVIDERS OF EMPLOYEE ASSISTANCE PROGRAMS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Fitch for the Committee on Constitutional Amendments and Referenda:

Senate Committee Substitute for **H.B. 563**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN STATUTES CONCERNING PRECINCT AND TOWNSHIP BOUNDARIES, with recommendation that the House concur.

The Senate committee substitute bill is placed on the Calendar for July 14.

MOTION TO WITHDRAW BILL FROM UNFAVORABLE CALENDAR

Representative Balmer moves that **H.B. 1105**, A BILL TO BE ENTITLED AN ACT TO LIMIT BALLOT ACCESS TO MEMBERS OF THE UNITED STATES HOUSE OF REPRESENTATIVES WHO HAVE SERVED SIX TWO-YEAR TERMS, AND UNITED STATES SENATORS WHO HAVE SERVED TWO SIX-YEAR TERMS, be removed from the Unfavorable Calendar and placed on today's Calendar.

On motion of Representative Fitch, seconded by Representative Barnes, the motion to withdraw **H.B. 1105** from the Unfavorable Calendar is tabled by electronic vote (62-39).

CALENDAR

Action is taken on the following:

H.B. 1122, A BILL TO BE ENTITLED AN ACT TO DIRECT THE HEALTH SERVICES COMMISSION TO ADOPT RULES RESTRICTING THE OFFERING OF UNWRAPPED FOOD SAMPLES.

On motion of Representative Bowie, the House concurs in the Senate amendment, by electronic vote (98-1), and the bill is ordered enrolled.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Rogers and without objection, **S.B. 992**, A BILL TO BE ENTITLED AN ACT TO ALLOW PAMLICO COUNTY TO USE ALTERNATIVE CONSTRUCTION DELIVERY SYSTEMS TO CONSTRUCT A BUILDING FOR THE PAMLICO COUNTY DEPARTMENT OF SOCIAL SERVICES AND TO ALLOW MARTIN COUNTY TO CONSTRUCT A FACILITY FOR USE BY THE NORTHEAST REGIONAL EDUCATION CENTER AND TO ACQUIRE NECESSARY LAND AND EQUIPMENT THEREFOR, is withdrawn from the Calendar and re-referred to the Committee on Local and Regional Government I.

CALENDAR (continued)

House Committee Substitute for **S.B. 128**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN TRANSFERS OF VEHICLES FROM THE HIGHWAY USE TAX, TO REIMBURSE THE HIGHWAY TRUST FUND FOR REVENUE THAT WOULD OTHERWISE BE LOST AS A RESULT OF THE EXEMPTIONS, TO INCREASE REVENUES TO PROVIDE FUNDS TO MAKE THE REIMBURSEMENT, TO LOWER THE MAXIMUM HIGHWAY USE TAX ON CERTAIN COMMERCIAL VEHICLES, TO INCREASE THE ANNUAL REGISTRATION FEES FOR CERTAIN PROPERTY-HAULING VEHICLES, AND TO CREDIT THE INCREASED REVENUE FROM THE REGISTRATION FEES TO THE HIGHWAY TRUST FUND, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Crawford, Culpepper, Cummings, Cunningham, Decker, DeVane, Diamont, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, Ives, James, Jenkins, Justus, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, C. Wilson, and Wright - 98.

Voting in the negative: Representative Wood.

Excused absences: Representatives Beall, Hightower, R. Hunter, Jeffus, Joye, Kennedy, McCrary, Sexton, Stewart, and Wilmoth - 10.

House Committee Substitute for **S.B. 631**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA PRACTICING PSYCHOLOGIST LICENSING ACT, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Barnhill, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Culp, Culpepper, Cummings, Cunningham, Decker, DeVane, Diamont, Dickson, Dockham, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, Ives, James, Jenkins, Justus, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, C. Wilson, Wood, and Wright - 99.

Voting in the negative: Representative Brubaker.

Excused absences: Representatives Beall, Hightower, R. Hunter, Jeffus, Joye, Kennedy, McCrary, Sexton, Stewart, and Wilmoth - 10.

S.B. 158, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE PENALTY FOR FAILURE TO FILE AN INHERITANCE TAX RETURN WILL BE ASSESSED AND COLLECTED IN THE SAME MANNER AS THE PENALTY FOR FAILURE TO PAY INHERITANCE TAXES.

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Berry, Black, Bowen, Bowie, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Culp, Culpepper, Cummings, Cunningham, Decker, Diamont, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holmes, Howard, Jack Hunt, Judy Hunt, Ives, James, Jenkins, Justus, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McLaughlin, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, C. Wilson, and Wright - 94.

Voting in the negative: Representatives Lee, Moore, and Wood - 3.

Excused absences: Representatives Beall, Hightower, R. Hunter, Jeffus, Joye, Kennedy, McCrary, Sexton, Stewart, and Wilmoth - 10.

Committee Substitute for **H.B. 297**, A BILL TO BE ENTITLED AN ACT TO REQUIRE AN ENDORSEMENT TO SELL FISH TAKEN FROM COASTAL FISHING WATERS, TO CONSOLIDATE THE VESSEL FISHING LICENSE, AND TO AMEND OTHER MARINE FISHERIES STATUTES.

On motion of Representative Redwine, Committee Amendment No. 1 is adopted.

Representative Redwine calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Barbee, Barnes, Barnhill, Black, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Culp, Culpepper, Cunningham, Daughtry, DeVane, Diamont, Dickson, Easterling, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gottovi, Gray, Griffin, Hackney, Hayes, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, James, Jarrell, Jenkins, Justus, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, C. Wilson, and Wright - 85.

Voting in the negative: Representatives Balmer, Berry, Bowen, Bowie, Brubaker, Decker, Dockham, Edwards, Gardner, Grady, Green, Hall, Ives, McCombs, McLaughlin, Morgan, and Wood - 17.

Excused absences: Representatives Beall, Hightower, R. Hunter, Jeffus, Joye, Kennedy, McCrary, Sexton, Stewart, and Wilmoth - 10.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Michaux, House Committee Substitute for **S.B. 873**, A BILL TO BE ENTITLED AN ACT TO PROTECT A PERSON'S ACCESS TO HEALTH CARE FACILITIES, is withdrawn from the Calendar and placed on the Calendar of July 14.

CALENDAR (continued)

Committee Substitute for **H.B. 1121**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT A UNIT OF LOCAL GOVERNMENT FROM EXPANDING ITS LOCAL WATER SUPPLY SYSTEM UNLESS IT HAS COMPLETED AN APPROVED LOCAL WATER SUPPLY PLAN, passes its second reading, by electronic vote (92-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

House Committee Substitute for **S.B. 950**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL NEW HOSPICES RECEIVE A CERTIFICATE OF NEED.

Representative Redwine offers Amendment No. 1.

On motion of Representative Redwine and without objection, the bill with pending Amendment No. 1 is temporarily displaced.

Committee Substitute for **S.B. 679**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A NORTH CAROLINA COURT HAS PERSONAL JURISDICTION OVER ACTIONS ARISING FROM DIRECT AND INDIRECT SOLICITATIONS, passes its second reading, by electronic vote (100–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

House Committee Substitute for **S.B. 950**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL NEW HOSPICES RECEIVE A CERTIFICATE OF NEED, which was temporarily displaced with Amendment No. 1 pending, is before the Body.

Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (99–0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

House Committee Substitute for **S.B. 475**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIME TO SELL HANDICAPPED PARKING PLACARDS AND TO REMOVE LANGUAGE ALLOWING THE ISSUANCE OF AN ADDITIONAL PLACARD.

On motion of Representative Kuczmarski, Committee Amendment No. 1 is adopted. This amendment changes the title.

The bill, as amended, passes its second reading by electronic vote (100–0). The caption having been amended, the bill remains on the Calendar.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Luebke and without objection, **S.B. 1021**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE COST OF EMERGENCY MEDICAL SERVICES FOR AN INMATE IN A LOCAL CONFINEMENT FACILITY SHALL BE PAID BY A THIRD-PARTY INSURER IF THE INMATE HAS SUCH INSURANCE, is withdrawn from the Calendar and re-referred to the Committee on Judiciary II.

CALENDAR (continued)

Committee Substitute for **S.B. 496**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO ESTABLISH AN INTERAGENCY COMMITTEE TO DEVELOP A CHILD MEDICAL AND MENTAL HEALTH EVALUATION PLAN.

Representative Decker offers Amendment No. 5.

On motion of Representative Easterling, seconded by Representative Luebke, Amendment No. 5 is tabled by electronic vote (55–37).

The bill, as amended, passes its third reading, by electronic vote (73–26), and is ordered sent to the Senate for concurrence in House amendments.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 578, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENTS PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA AND THE UNIVERSITY OF NORTH CAROLINA HOSPITALS AT CHAPEL HILL, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representatives Nesbitt and Diamont for the Committee on Appropriations:

H.B. 458, A BILL TO BE ENTITLED AN ACT TO REMOVE BARRIERS IN THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN SO AS TO PROVIDE REIMBURSEMENT TO REGISTERED NURSES PROVIDING SERVICES WITHIN THE SCOPE OF THEIR PRACTICE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Insurance.

The committee substitute bill is re-referred to the Committee on Insurance. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 976**, A BILL TO BE ENTITLED AN ACT TO REORGANIZE AND TRANSFER THE GOVERNOR'S WASTE MANAGEMENT BOARD TO THE OFFICE OF ENVIRONMENTAL EDUCATION, TO MAKE CONFORMING CHANGES, AND TO TO CREATE THE POLLUTION PREVENTION ADVISORY COUNCIL, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for July 15. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 992**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE TYPES OF INDUSTRIAL DEVELOPMENT FOR WHICH THE INDUSTRIAL DEVELOPMENT FUND MAY BE USED, with a favorable report.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 101, AN ACT TO EXPAND THE CURRENT ENERGY POLICY FOR STATE GOVERNMENT TO APPLY TO THE CONSTRUCTION, OPERATION, AND RENOVATION OF STATE FACILITIES AND TO THE PURCHASE, OPERATION, AND MAINTENANCE OF EQUIPMENT FOR SUCH FACILITIES. (CHAPTER 334)

H.B. 402, AN ACT TO REQUIRE THAT CHILD SUPPORT PAYMENTS BE CONTINUED WHILE THE CHILD IS ENROLLED IN PRIMARY OR SECONDARY SCHOOL, UP TO GRADUATION OR AGE TWENTY. (CHAPTER 335)

H.B. 602, AN ACT TO ESTABLISH THE TRAUMA SYSTEM ACT OF 1993. (CHAPTER 336)

On motion of Representative Jack Hunt, seconded by Representative Moore, the House adjourns, by electronic vote (81–6), at 2:54 p.m. to reconvene July 14 at 1:00 p.m.

ONE HUNDRETH DAY

HOUSE OF REPRESENTATIVES
Wednesday, July 14, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Robert H. Edwards, Associate Minister, Edenton Street United Methodist Church.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 13 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Beall, Braswell, Hightower, R. Hunter, Stamey, and Stewart for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 633, AN ACT TO PROVIDE FOR STAGGERED TERMS FOR MEMBERS OF THE PAROLE COMMISSION. (CHAPTER 337)

S.B. 679, AN ACT TO CLARIFY THAT A NORTH CAROLINA COURT HAS PERSONAL JURISDICTION OVER ACTIONS ARISING FROM DIRECT AND INDIRECT SOLICITATIONS. (CHAPTER 338)

S.B. 681, AN ACT TO PERMIT LENDERS TO CURE LOAN DOCUMENTS WHICH MIGHT VIOLATE THE RESTRICTIONS ON LATE CHARGES AS INTERPRETED BY THE NORTH CAROLINA SUPREME COURT AND TO AMEND THE LOAN BROKER ACT. (CHAPTER 339)

S.B. 709, AN ACT TO AMEND THE UNIFORM COMMERCIAL CODE TO CLARIFY AND MODIFY THE LAW ON LAYAWAY CONTRACTS. (CHAPTER 340)

S.B. 729, AN ACT TO MERGE THE FRANKLIN COUNTY AND FRANKLINTON CITY SCHOOL ADMINISTRATIVE UNITS. (CHAPTER 341)

S.B. 773, AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM CONCERNING THE EFFECTIVE DATES OF ORDINANCES ANNEXING TERRITORY TO THE CITY AND ANNEXATIONS BY PETITION, AND CONCERNING ANNEXATION BOUNDARIES. (CHAPTER 342)

S.B. 802, AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE EMPLOYMENT SECURITY LAWS. (CHAPTER 343)

S.B. 821, AN ACT TO AMEND THE CURRENT PROCEDURE FOR THE REGISTRATION OF WATER WITHDRAWALS TO MAKE THE PROCEDURE MORE EFFECTIVE, TO PROVIDE MORE USEFUL INFORMATION, AND TO IMPOSE A LATE PAYMENT FEE FOR LATE REGISTRATIONS. (CHAPTER 344)

S.B. 822, AN ACT TO INCREASE THE MAXIMUM MOTOR VEHICLE TAX THAT CAN BE LEVIED IN THE CITY OF CHARLOTTE AND THE TOWN OF MATTHEWS AND TO PROVIDE THAT THE PROCEEDS OF THE ADDITIONAL TAX MAY BE USED ONLY FOR PUBLIC MASS TRANSPORTATION. (CHAPTER 345)

H.B. 1122, AN ACT TO DIRECT THE HEALTH SERVICES COMMISSION TO ADOPT RULES RESTRICTING THE OFFERING OF UNWRAPPED FOOD SAMPLES. (CHAPTER 346)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Rogers, Acting Chair for the Committee on Local and Regional Government I:

House Committee Substitute No. 2 for **S.B. 992**, A BILL TO BE ENTITLED AN ACT TO ALLOW PAMLICO COUNTY TO USE ALTERNATIVE CONSTRUCTION DELIVERY SYSTEMS TO CONSTRUCT A BUILDING FOR THE PAMLICO COUNTY DEPARTMENT OF SOCIAL SERVICES AND TO ALLOW MARTIN COUNTY TO CONSTRUCT A FACILITY FOR USE BY THE NORTHEAST REGIONAL EDUCATION CENTER AND TO

ACQUIRE NECESSARY LAND AND EQUIPMENT THEREFOR, with a favorable report as to House Committee Substitute Bill No. 3, which changes the title, unfavorable as to House Committee Substitute Bill No. 2.

House Committee Substitute Bill No. 3 is placed on the Calendar for July 16. House Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

By Representative Barnhill, Vice Chair for the Committee on State Government:

H.B. 716, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A BIDDER WITH A PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE WITH LAWS OR REGULATIONS CAUSING DISADVANTAGE IN ANOTHER STATE WILL BE AT RECIPROCAL DISADVANTAGE WHEN BIDDING ON A PUBLIC CONTRACT WITH THIS STATE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 997, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A REGISTRATION REQUIREMENT FOR ESTHETICIANS, TO INCLUDE ARTIFICIAL NAIL PROVIDERS WITHIN THE DEFINITION OF MANICURIST, TO INCREASE THE COURSE HOURS FOR REGISTERED MANICURISTS, AND TO REMOVE THE EXEMPTION FOR MANICURISTS PRACTICING OUTSIDE COSMETIC ART SHOPS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 684, A BILL TO BE ENTITLED AN ACT TO REDUCE FROM TWENTY TO TEN THE MINIMUM NUMBER OF ACRES REQUIRED FOR A TRACT OF FORESTLAND TO QUALIFY FOR USE VALUE TAXATION, with a favorable report as to committee substitute joint resolution, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute joint resolution be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute joint resolution is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 1032**, A BILL TO BE ENTITLED AN ACT TO CREATE THE RESIDENTIAL PROPERTY DISCLOSURE ACT, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1, and recommendation that Committee Substitute Bill No. 2 be re-referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute Bill No. 2 is re-referred to the Committee on Rules, Calendar, and Operations of the House. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1060, A BILL TO BE ENTITLED AN ACT TO PERMIT FARMS OWNED BY NONPROFIT INSTITUTIONS TO PARTICIPATE IN THE FARMLAND PRESERVATION PROGRAM, with a favorable report as to committee substitute joint resolution, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute joint resolution be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute joint resolution is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

H.B. 1359, A BILL TO BE ENTITLED AN ACT TO ALLOW AN INCOME TAX CREDIT FOR EXPENDITURES TO REHABILITATE A CERTIFIED HISTORIC STRUCTURE, with a favorable report as to commitee substitute bill, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for July 16. The original bill is placed on the Unfavorable Calendar.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Hackney and without objection, Rule 36(a) is suspended and Committee Substitute for **H.B. 1359**, A BILL TO BE ENTITLED AN ACT TO ALLOW AN INCOME TAX CREDIT FOR EXPENDITURES TO REHABILITATE A CERTIFIED HISTORIC STRUCTURE, is withdrawn from the Calendar of July 16 and placed on the Calendar of July 15.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Barnes for the Committee on Education:

Committee Substitute for **S.B. 393**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE FOR A UNIVERSITY OF NORTH CAROLINA PROGRAMMATIC REVIEW AND A PLAN FOR THE CONTINUED AND EXPANDED AVAILABILITY OF HIGHER EDUCATION FOR ALL CITIZENS, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 16. The Senate committee substitute bill is placed on the Unfavorable Calendar.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 13, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in House Committee Substitute for **S.B. 125**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PURCHASE MONEY SECURITY INTEREST CONTINUES WHEN THE UNDERLYING AGREEMENT IS MODIFIED WITH SAME CREDITOR AND APPLICATION OF PAYMENTS IN A CONSUMER CREDIT SALE IS ON THE BASIS THAT THE FIRST PAYMENTS SHALL BE APPLIED TO THE FIRST PURCHASE TO SATISFY THAT AND OTHER DEBTS ACCORDINGLY, and requests conferees. The President Pro Tempore appoints: Senator Winner of Buncombe, Chairman; Senators Cooper and Sands on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 957**, A BILL TO BE ENTITLED AN ACT TO REGULATE SMOKING IN PUBLIC PLACES AND TO ESTABLISH STANDARDS FOR LOCAL GOVERNMENTS ELECTING TO REGULATE SMOKING, is returned for concurrence in Senate committee substitute and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 733**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NORTH CAROLINA PARK AUTHORITY, TO ESTABLISH A PARK FUND OF NORTH CAROLINA FOR PARK AND RECREATION PURPOSES, AND TO FUND THE PARK FUND OF NORTH CAROLINA PRIMARILY FROM THE DEED STAMP TAX, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute for **S.B. 1146**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE STATE PRIVILEGE LICENSE TAX FOR ITINERANT MERCHANTS AND SPECIALTY MARKET OPERATORS AND TO MODIFY THE PRIVILEGE LICENSE TAX REQUIREMENTS FOR FLEA MARKET VENDORS AND PEDDLERS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR

Action is taken on the following:

H.B. 743, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE MERGER OF THE TOWNS OF HAZELWOOD AND WAYNESVILLE.

On motion of Representative Ramsey, the House concurs in the Senate amendment and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 26**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CAMPGROUNDS FOR TRANSIENTS AND MARINAS WHICH RESELL ELECTRICITY FROM THE DEFINITION OF A PUBLIC UTILITY.

On motion of Representative Rogers, the House concurs in the Senate committee substitute, by electronic vote (72–26), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 457**, A BILL TO BE ENTITLED AN ACT TO REMOVE BARRIERS IN INSURANCE POLICIES AND PLANS TO PROVIDE FOR REIMBURSEMENT TO ADVANCED PRACTICE REGISTERED NURSES PROVIDING SERVICES WITHIN THE SCOPE OF THEIR PRACTICE.

On motion of Representative Barnes, the House concurs in the Senate committee substitute, by electronic vote (98–0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 556**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE UNIFORM BOILER AND PRESSURE VESSEL ACT.

On motion of Representative Bowman, the House concurs in the Senate committee substitute, by electronic vote (94–0), and the bill is ordered enrolled.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Jeffus and without objection, Senate Committee Substitute for **H.B. 567**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ISSUANCE OF REPLACEMENT DATA PLATES FOR LP-GAS TANKS, TO PROVIDE CIVIL PENALTIES FOR VIOLATIONS OF THE LAWS REGARDING LP-GAS, TO PROVIDE FOR SUSPENSION OR REVOCATION OF AN LP-GAS DEALER'S REGISTRATION FOR VIOLATIONS OF THESE LAWS, AND TO PROVIDE FOR CONTRACTOR CERTIFICATION OF LP-GAS SYSTEMS CODE COMPLIANCE, is withdrawn from the Calendar and placed on the Calendar for July 15.

CALENDAR (continued)

Senate Committee Substitute for **H.B. 563**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN STATUTES CONCERNING PRECINCT AND TOWNSHIP BOUNDARIES.

On motion of Representative Fitch, the House concurs in the Senate committee substitute, by electronic vote (95–0), and the bill is ordered enrolled.

Committee Substitute No. 2 for **H.B. 923**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE ORGANIZATION AND OPERATION OF LIMITED LIABILITY COMPANIES.

On motion of Representative Redwine, the House concurs in the Senate amendment, by electronic vote (96–1), and the bill is ordered enrolled.

H.B. 825, A BILL TO BE ENTITLED AN ACT CONCERNING IMPACT FEES BY THE TOWN OF GARNER, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Barnes, Barnhill, Berry, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Colton, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Diamont, Dickson, Dockham, Easterling, Ellis, Esposito, Fitch, Fussell, Gamble, Gardner, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Holmes, Howard, Jack Hunt, Judy Hunt, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Sexton, Smith, Spears, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, Wood, and Wright – 90.

Voting in the negative: Representatives Balmer and Brubaker – 2.

Excused absences: Representatives Beall, Braswell, Hightower, R. Hunter, Stamey, and Stewart – 6.

Committee Substitute for **S.B. 724**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE HIGH ROCK LAKE MARINE COMMISSION, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Berry, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Decker, Dockham, Easterling, Ellis, Esposito, Flaherty, Fussell, Gamble, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holmes, Holt, Howard, Judy Hunt, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lemmond, Luebke, Lutz, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, Ramsey, Redwine, Robinson, Rogers, Russell, Sexton, Spears, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, Wood, and Wright – 91.

Voting in the negative: Representative Gardner.

Excused absences: Representatives Beall, Braswell, Hightower, R. Hunter, Stamey, and Stewart - 6.

Committee Substitute for **H.B. 887**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE WINSTON-SALEM BOARD OF ALDERMEN TO GRANT SUBPOENA POWER TO THE WINSTON-SALEM CITIZEN POLICE REVIEW BOARD.

On motion of Representative Kennedy and without objection, consideration of the bill is postponed until July 15.

Committee Substitute for **H.B. 297**, A BILL TO BE ENTITLED AN ACT TO REQUIRE AN ENDORSEMENT TO SELL FISH TAKEN FROM COASTAL FISHING WATERS, TO CONSOLIDATE THE VESSEL FISHING LICENSE, AND TO AMEND OTHER MARINE FISHERIES STATUTES.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Barbee, Barnes, Barnhill, Bowman, D. Brown, J. Brown, Burton, Church, Colton, Crawford, Culp, Culpepper, Cunningham, Daughtry, Diamont, Dickson, Dockham, Easterling, Ellis, Esposito, Flaherty, Fussell, Gamble, Gottovi, Gray, Green, Griffin, Hackney, Hayes, Hensley, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Nichols, Nye, Oldham, C. Preston, Ramsey, Redwine, Robinson, Rogers, Russell, Sexton, Smith, Spears, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, and Wright - 86.

Voting in the negative: Representatives Balmer, Berry, Bowie, Brawley, Brubaker, Creech, Decker, and Morgan - 8.

Excused absences: Representatives Beall, Braswell, Hightower, R. Hunter, Stamey, and Stewart - 6.

House Committee Substitute for **S.B. 475**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIME TO SELL HANDICAPPED PARKING PLACARDS.

The bill, as amended, passes its third reading, by electronic vote (95-0), and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

Committee Substitute for **H.B. 542**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GENERAL STATUTES COMMISSION TO INCREASE THE AMOUNT OF PROPERTY COLLECTIBLE BY SMALL ESTATE AFFIDAVIT WHERE THE SOLE HEIR AND/OR DEVISEE IS THE SURVIVING SPOUSE, TO INCREASE THE MINIMUM AMOUNT

OF INTERSTATE PERSONAL PROPERTY PASSING TO THE SURVIVING SPOUSE, AND TO INCREASE THE AMOUNT OF THE YEAR'S ALLOWANCE FOR A SURVIVING SPOUSE AND CHILDREN, passes its second reading, by electronic vote (94–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 992**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE TYPES OF INDUSTRIAL DEVELOPMENT FOR WHICH THE INDUSTRIAL DEVELOPMENT FUND MAY BE USED, passes its second reading, by electronic vote (100–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

House Committee Substitute for **S.B. 796**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE STATUTE OF LIMITATIONS FOR CIVIL ACTIONS BROUGHT BY THE STATE TO ENFORCE THE LAWS AGAINST BID RIGGING ON GOVERNMENT CONTRACTS, passes its second reading, by electronic vote (100–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representatives Nesbitt and Diamont for the Committee on Appropriations:

Committee Substitute for **H.B. 124**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A STATEWIDE PROGRAM TO IMPROVE THE COLLECTION OF ACCOUNTS RECEIVABLE BY THE STATE, with a favorable report.

Committee Substitute for **H.B. 174**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF REVENUE TO ALLOW OR REQUIRE PAYMENT OF TAXES BY ELECTRONIC FUNDS TRANSFER, with a favorable report, as amended.

Committee Substitute for **H.B. 578**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENTS PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA AND THE UNIVERSITY OF NORTH CAROLINA HOSPITALS AT CHAPEL HILL, with a favorable report.

H.B. 1127, A BILL TO BE ENTITLED AN ACT TO CONTINUE THE MOTORCYCLE SAFETY INSTRUCTION PROGRAM DELIVERED THROUGH THE DEPARTMENT OF COMMUNITY

COLLEGES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for July 16. The original bill is placed on the Unfavorable Calendar.

H.B. 1260, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE MARTIN LUTHER KING, JR. COMMISSION, with a favorable report, as amended.

Committee Substitute for **H.B. 1492**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE BUILDING CODE COUNCIL TO ESTABLISH STANDARDS FOR TEMPORARY TOILET FACILITIES AT CONSTRUCTION SITES TO ENSURE SANITARY CONDITIONS FOR CONSTRUCTION WORKERS AND TO APPROPRIATE FUNDS TO THE DEPARTMENT OF INSURANCE, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on the Calendar for July 16. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

S.B. 219, A BILL TO BE ENTITLED AN ACT TO DELETE THE REQUIREMENT THAT THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA REPORT TO THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS ON VENDING OPERATIONS, with a favorable report, as amended.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Diamont, Rule 36(a) is suspended and Committee Substitute Bill No. 2 for **H.B. 1127**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONVEYANCE OF A RIGHT-OF-WAY TO THE DEPARTMENT OF TRANSPORTATION WITHIN PILOT MOUNTAIN STATE PARK, is withdrawn from the Calendar of July 16 and placed on today's Calendar for immediate consideration.

The bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barbee, Barnes, Barnhill, Berry, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Diamont, Dickson, Dockham, Easterling, Ellis, Esposito, Fitch, Flaherty, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Howard, Judy Hunt, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Robinson, Rogers, Russell, Sexton, Smith, Spears, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 100.

Voting in the negative: None.

Excused absences: Representatives Beall, Braswell, Hightower, R. Hunter, Stamey, and Stewart - 6.

CALENDAR (continued)

S.B. 63, A BILL TO BE ENTITLED AN ACT TO REPEAL THE TWO PERCENT RESTRICTION ON THE USE OF PROCEEDS OF THE REGIONAL TRANSPORTATION AUTHORITY REGISTRATION TAX FOR ADMINISTRATIVE PURPOSES.

On motion of Representative Luebke, Committee Amendment No. 1 is adopted. This amendment changes the title.

Representative Luebke offers Amendment No. 2 which is adopted.

The bill, as amended, passes its second reading by electronic vote (98-0). The caption having been amended, the bill remains on the Calendar.

House Committee Substitute for **S.B. 643**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE RETALIATORY EMPLOYMENT DISCRIMINATION LAW, passes its second reading, by electronic vote (101-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

House Committee Substitute for **S.B. 899**, A BILL TO BE ENTITLED AN ACT TO ENACT NEW ARTICLE 2A OF THE UNIFORM COMMERCIAL CODE AND TO ADD A NEW ARTICLE 2 TO CHAPTER 22B OF THE GENERAL STATUTES MAKING JURY TRIAL WAIVER PROVISIONS IN CONTRACTS UNENFORCEABLE.

On motion of Representative Kennedy and without objection, consideration of the bill is postponed until July 15.

GUESTS

The Speaker introduces Mr. Bob Nash, Undersecretary of the U.S. Department of Agriculture, who oversees the Rural Development Administration, the Farmers Home Administration, the Federal Crop Insurance Corporation, and the Rural Electrification Authority.

CONFERENCE REPORT

Representative Holt sends forth the Conference Report on Committee Substitute for **H.B. 485**, A BILL TO BE ENTITLED AN ACT TO ADOPT THE INLAND NAVIGATION RULES AS THE LAW IN THIS STATE. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of July 15.

CALENDAR (continued)

House Committee Substitute for **S.B. 873**, A BILL TO BE ENTITLED AN ACT TO PROTECT A PERSON'S ACCESS TO HEALTH CARE FACILITIES.

Representative Dickson offers Amendment No. 1.

On motion of Representative Mavretic, the bill with pending amendment is temporarily displaced.

REPRESENTATIVE COLTON, SPEAKER PRO TEMPORE, PRESIDING.

House Committee Substitute for **S.B. 863**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO CONSIDER CHILDREN WITH SPECIAL NEEDS WHEN IT ADOPTS RULES SETTING GRADUATION STANDARDS, TO DIRECT THE NORTH CAROLINA EDUCATION STANDARDS AND ACCOUNTABILITY COMMISSION TO STUDY HIGH SCHOOL GRADUATION STANDARDS FOR CHILDREN WITH SPECIAL NEEDS, AND TO DIRECT THE STATE BOARD OF EDUCATION TO SUSPEND THE APPLICATION OF ITS RULE REQUIRING ALGEBRA I FOR A HIGH SCHOOL DIPLOMA TO CHILDREN IDENTIFIED AS LEARNING DISABLED PENDING ITS REEVALUATION OF GRADUATION STANDARDS FOR CHILDREN WITH SPECIAL NEEDS, passes its second reading, by electronic vote (86–1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

House Committee Substitute for **S.B. 535**, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND EXPAND REMEDIES FOR RETURNED CHECKS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION AND TO PROVIDE THAT RESTITUTION FOR VIOLATIONS OF G.S. 14–107 MAY INCLUDE SERVICE CHARGES AND PROCESSING FEES, passes its second reading, by electronic vote (97–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

S.B. 183, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A SALES TAX LICENSE IS VOID IF THE RETAILER REPORTS NO SALES FOR EIGHTEEN MONTHS.

On motion of Representative Luebke, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (89–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

House Committee Substitute for **S.B. 873**, A BILL TO BE ENTITLED AN ACT TO PROTECT A PERSON'S ACCESS TO HEALTH CARE FACILITIES, which was temporarily displaced with Amendment No. 1 pending, is before the Body.

Representative Michaux moves, seconded by Representative Gist, that Amendment No. 1 do lie upon the table. The motion fails by electronic vote (41–53).

Representative Dickson withdraws Amendment No. 1.

Representative Dickson offers new Amendment No. 1.

Representative Hayes moves that the bill with pending Amendment No. 1 be withdrawn from the Calendar and re-referred to the Committee on Health and Human Services.

On motion of Representative Gist, seconded by Representative Lemmond, the motion to re-refer is tabled by electronic vote (49–48).

Amendment No. 1 is adopted by electronic vote (105–3).

Representative Flaherty offers Amendment No. 2 which fails of adoption by electronic vote (45–59).

Representative Ellis offers Amendment No. 3.

SPEAKER BLUE PRESIDING.

Amendment No. 3 fails of adoption by electronic vote (34–68).

Representative Michaux calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading by electronic vote (80–27).

Representative Justus objects to the third reading. The bill remains on the Calendar.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

House Committee Substitute for **S.B. 787**, A BILL TO BE ENTITLED AN ACT TO IMPOSE A PENALTY FOR FAILURE TO COMPLY WITH ESC TAX REPORTING REQUIREMENTS, with a favorable report as to House Committee Substitute Bill No. 2, unfavorable as to House Committee Substitute Bill No. 1.

House Committee Substitute Bill No. 2 is placed on the Calendar for July 16. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

S.B. 853, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES THAT WILL DERIVE ECONOMIC BENEFITS FROM THE NORTH CAROLINA GLOBAL TRANSPARK TO FORM A GLOBAL TRANSPARK DEVELOPMENT ZONE TO PROMOTE ECONOMIC DEVELOPMENT OF, AND TO ENCOURAGE

INFRASTRUCTURE CONSTRUCTION IN, THE COUNTIES OF THE ZONE, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

On motion of Representative Hackney, Rule 36(a) is suspended and the House committee substitute bill is placed on the Calendar for July 15. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 1025**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PAYMENT OF THE CIGARETTE TAX BY REPORTING RATHER THAN BY TAX STAMPS, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 16. The Senate committee substitute bill is placed on the Unfavorable Calendar.

RE-REFERRALS

On motion of Representative Jack Hunt and without objection, **H.B. 234**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT NO LEGISLATIVE EMPLOYEE MAY RECEIVE A SALARY INCREASE EXCEPT BY ACTION OF THE LEGISLATIVE SERVICES COMMISSION AND THAT NO INCREASES IN SALARY MAY BE GRANTED FOR LEGISLATIVE EMPLOYEES UNLESS AUTHORIZED FOR STATE EMPLOYEES GENERALLY, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Appropriations.

On motion of Representative Jack Hunt and without objection, Senate Committee Substitute for **H.B. 982**, A BILL TO BE ENTITLED AN ACT TO PERMIT INCREASED WEIGHTS FOR HAULING AGRICULTURAL CROPS WITHIN THIRTY-FIVE MILES OF THE FARM WHERE THEY WERE GROWN, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Agriculture.

On motion of Representative Jack Hunt and without objection, **S.B. 1121**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS AND TO REMOVE OBSOLETE SECTIONS OF THE SOIL CONSERVATION DISTRICT LAW, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Environment.

On motion of Representative Jack Hunt and without objection, **S.B. 1151**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE SPECIALIZED LICENSE PLATES TO COUNTY COMMISSIONERS, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Finance.

Representative G. Miller moves, pursuant to Rule 39.2, that **H.B. 176**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE SALES TAX ON LAUNDRY AND DRY CLEANING SERVICES TO INCLUDE ALL CLEANING SERVICES, be withdrawn from the

Committee on Finance and re-referred to the Committee on Appropriations.

Rising on a point of order, Representative Balmer questions if it is appropriate for the bill to be re-referred from committee without being reported to the House floor.

With the consent of the sponsor of the bill, the Speaker, the Chair of the standing committee from whom the bill is being re-referred, and the Chair of the standing committee to whom the bill is to be re-referred, and upon vote of the majority present during the regular session of the House, the bill is re-referred to the Committee on Appropriations.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

House Committee Substitute for **S.B. 100**, A BILL TO BE ENTITLED AN ACT TO VEST AUTHORITY IN THE SECRETARY OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO GRANT SHELLFISH CULTIVATION LEASES AND TO MAKE CHANGES TO CHAPTER 113 OF THE NORTH CAROLINA GENERAL STATUTES, with a favorable report as to House Committee Substitute Bill No. 2, which changes the title, unfavorable as to House Committee Substitute Bill No. 1.

House Committee Substitute Bill No. 2 is placed on the Calendar for July 16. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

S.B. 692, A BILL TO BE ENTITLED AN ACT AUTHORIZING PITT COUNTY TO INCREASE ITS ROOM OCCUPANCY TAX FROM THREE PERCENT TO NO MORE THAN SIX PERCENT AND PROVIDING FOR THE USE OF THE PROCEEDS OF THE ADDITIONAL TAX, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for July 16. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 204**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO MAKE THE CERTIFICATE OF NEED PROGRAM SELF-FUNDED BY INCREASING THE MINIMUM AND MAXIMUM CON APPLICATION FEES, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

On motion of Representative Hackney and without objection, the House committee substitute bill is placed on the Calendar for July 15. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 590, A BILL TO BE ENTITLED AN ACT TO ADD TO THE AUTHORIZED USES OF DESIGNATED BOATING FUNDS BY THE WILDLIFE RESOURCES COMMISSION AND TO INCREASE FEES FOR BOAT CERTIFICATES OF NUMBER, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

On motion of Representative Hackney and without objection, the House committee substitute bill is placed on the Calendar for July 15. The original bill is placed on the Unfavorable Calendar.

CONFEREES APPOINTED

The Speaker announces the following conferees on **S.B. 125**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PURCHASE MONEY SECURITY INTEREST CONTINUES WHEN THE UNDERLYING AGREEMENT IS MODIFIED WITH SAME CREDITOR AND APPLICATION OF PAYMENTS IN A CONSUMER CREDIT SALE IS ON THE BASIS THAT THE FIRST PAYMENTS SHALL BE APPLIED TO THE FIRST PURCHASE TO SATISFY THAT AND OTHER DEBTS ACCORDINGLY: Representatives Hackney, Michaux, Bowie, McCrary, Sutton, and Holmes.

The Senate is so notified by Special Message.

The Speaker announces the following conferees on **S.B. 431**, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO INCREASE THE MAXIMUM AMOUNT THAT MAY BE RECOVERED IN STRICT LIABILITY FOR DAMAGE TO PERSON OR PROPERTY BY MINORS: Representatives Barnes, G. Miller, Wilkins, Daughtry, and Cunningham.

The Senate is so notified by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Mavretic for the Committee on Health and Human Services:

H.B. 1327, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE SOCIAL WORKERS' EDUCATION LOAN FUND AND TO APPROPRIATE FUNDS FOR ITS IMPLEMENTATION, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative Mavretic, Committee Amendment Nos. 1 and 2 are adopted.

The bill is ordered engrossed and re-referred to the Committee on Appropriations.

CONFEREES APPOINTED

The Speaker announces the following conferees on **H.B. 1158**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ERECTION

OF OUTDOOR ADVERTISING ON A PORTION OF U.S. HIGHWAY 52 AND NORTH CAROLINA HIGHWAY 752 IN SURRY COUNTY: Representatives Diamont, Wilmoth, Jack Hunt, Ramsey, Stamey, Justus, Ives, Colton, and Beall.

The Senate is so notified by Special Message.

On motion of Representative Jack Hunt, seconded by Representative Kuczmarski, the House adjourns, by electronic vote (80–1), at 4:11 p.m. to reconvene July 15 at 1:00 p.m.

ONE HUNDRED FIRST DAY

HOUSE OF REPRESENTATIVES
Thursday, July 15, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 14 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhill, Crawford, Dickson, Sexton, Tallent, and Warner for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 457, AN ACT TO REMOVE BARRIERS IN INSURANCE POLICIES AND PLANS TO PROVIDE FOR REIMBURSEMENT TO ADVANCED PRACTICE REGISTERED NURSES PROVIDING SERVICES WITHIN THE SCOPE OF THEIR PRACTICE. (CHAPTER 347)

S.B. 875, AN ACT TO REGULATE INTERBASIN TRANSFERS. (CHAPTER 348)

H.B. 26, AN ACT TO EXEMPT CAMPGROUNDS FOR TRANSIENTS AND MARINAS WHICH RESELL ELECTRICITY FROM THE DEFINITION OF A PUBLIC UTILITY. (CHAPTER 349)

H.B. 554, AN ACT TO ALLOW FOR CERTAIN CRIMINAL RECORD CHECKS OF EMPLOYEES, APPLICANTS FOR EMPLOYMENT, AND VOLUNTEERS IN THE SCHOOLS OF THE DEPARTMENT OF HUMAN RESOURCES. (CHAPTER 350)

H.B. 556, AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE UNIFORM BOILER AND PRESSURE VESSEL ACT. (CHAPTER 351)

H.B. 563, AN ACT TO MAKE CHANGES IN STATUTES CONCERNING PRECINCT AND TOWNSHIP BOUNDARIES. (CHAPTER 352)

H.B. 743, AN ACT TO AUTHORIZE THE MERGER OF THE TOWNS OF HAZELWOOD AND WAYNESVILLE. (CHAPTER 353)

H.B. 923, AN ACT TO PERMIT THE ORGANIZATION AND OPERATION OF LIMITED LIABILITY COMPANIES. (CHAPTER 354)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 80, A BILL TO BE ENTITLED AN ACT TO REINSTATE AN INADVERTENTLY DELETED PROVISION RELATING TO ASSESSMENTS FOR EMPLOYER WITHHOLDING BASED ON FEDERAL DETERMINATIONS AND TO CLARIFY THE ASSESSMENT STATUTES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

On motion of Representative Hackney, Rule 36(a) is suspended and the committee substitute bill is placed on the Calendar for July 16. The original bill is placed on the Unfavorable Calendar.

H.B. 802, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ONE-HALF THE NORMAL WEIGHT PENALTY FOR VEHICLES HAULING RECYCLABLE MATERIALS, with a favorable report.

H.B. 874, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MOTOR VEHICLES TAX THAT MAY BE LEVIED BY THE CITY OF DURHAM, with a favorable report.

Senate Committee Substitute for **H.B. 1016**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE GENERAL DRIVERS LICENSE RENEWAL CYCLE FROM FOUR TO FIVE YEARS AND TO MAKE UNIFORM THE REQUIREMENTS FOR OBTAINING A DRIVERS LICENSE, with recommendation that the House concur.

The Senate committee substitute bill is placed on the Calendar for July 16.

Committee Substitute No. 2 for **S.B. 60**, A BILL TO BE ENTITLED AN ACT TO IMPOSE AN ADVANCE DISPOSAL TAX ON NEW WHITE GOODS, TO REQUIRE EACH COUNTY TO PROVIDE FOR THE MANAGEMENT OF DISCARDED WHITE GOODS, AND TO PROVIDE FOR THE REMOVAL OF CHLOROFLUOROCARBON REFRIGERANTS FROM WHITE GOODS, with a favorable report as to House committee substitute bill, unfavorable as to Senate Committee Substitute Bill No. 2.

On motion of Representative Hackney and without objection, Rule 36(a) is suspended and the House committee substitute bill is placed on the Calendar for July 16. Senate Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 161**, A BILL TO BE ENTITLED AN ACT TO ALLOW ALL TRAILERS TO OBTAIN MULTIYEAR LICENSE PLATES, TO REDEFINE A "HORSELESS CARRIAGE" AS A VEHICLE THAT IS A MODEL YEAR 1943 OR OLDER, TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE SPECIALIZED REGISTRATION PLATES BEARING THE EMBLEM OF A CIVIC CLUB, AND TO MAKE TECHNICAL AND ADMINISTRATIVE CHANGES TO THE LAWS CONCERNING SPECIAL LICENSE PLATES, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.

On motion of Representative Hackney, Rule 36(a) is suspended and the House committee substitute bill is placed on the Calendar for July 16. The Senate committee substitute bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 549**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DEPARTMENT OF JUSTICE MAY PROVIDE CRIMINAL RECORD CHECKS TO HOSPITALS, NURSING HOMES, AND AREA MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE AUTHORITIES AND THEIR CONTRACT AGENCIES, with a favorable report.

Committee Substitute for **S.B. 621**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE FEES FOR REGISTRANTS UNDER THE CONTROLLED SUBSTANCES ACT, with a favorable report.

Committee Substitute for **S.B. 808**, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL LOCAL REVENUE OPTIONS IN ORANGE COUNTY AND TO CORRECT THE CHAPEL HILL CHARTER CONCERNING LOW AND MODERATE HOUSING, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 17. The Senate committee substitute bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 855**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF EDEN TO NEGOTIATE ANNEXATION CONTRACTS AND TO AUTHORIZE ROCKINGHAM COUNTY TO PARTICIPATE IN THE REDEVELOPMENT OF CERTAIN ABANDONED PROPERTY, with a favorable report.

S.B. 923, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CUMBERLAND COUNTY TO LEVY A PREPARED FOOD AND BEVERAGE TAX TO PROVIDE A MEANS FOR FINANCING ALL OR PART OF AN ARENA IN CUMBERLAND COUNTY, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

On motion of Representative Hackney and without objection, Rule 36(a) is suspended and the House committee substitute bill is placed on the Calendar for July 16. The original bill is placed on the Unfavorable Calendar.

S.B. 942, A BILL TO BE ENTITLED AN ACT AUTHORIZING BURKE COUNTY TO ASSIST THOROUGHFARE PLAN IMPLEMENTATION, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

On motion of Representative Hackney and without objection, Rule 36(a) is suspended and the House committee substitute bill is placed on the Calendar for July 16. The original bill is placed on the Unfavorable Calendar.

S.B. 1248, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CHARGES FOR INSPECTION OF MOTOR VEHICLES, with a favorable report.

By Representative Hensley for the Committee on Judiciary III:

Committee Substitute for **S.B. 8**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HEALTH CARE PROVIDERS FROM REFERRING PATIENTS TO HEALTH CARE GOODS OR SERVICES OFFERED BY ENTITIES IN WHICH THE REFERRING PROVIDER HAS AN OWNERSHIP INTEREST, with a favorable report as to House committee substitute bill, unfavorable as to Senate committeee substitute bill.

The House committee substitute bill is placed on the Calendar for July 17. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Michaux for the Committee on Judiciary I:

Senate Committee Substitute for **H.B. 799**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CITIES AND COUNTIES FROM CERTAIN ZONING NOTICE REQUIREMENTS AND TO REPEAL VARIOUS LOCAL ACTS, with recommendation that the House do not concur.

On motion of Representative Flaherty, Rule 43.3 is suspended and the Senate committee substitute bill is placed before the House for immediate consideration.

On motion of Representative Flaherty, the House does not concur in the Senate committee substitute, by electronic vote (91–2), and conferees are requested.

Senate Committee Substitute for **H.B. 957**, A BILL TO BE ENTITLED AN ACT TO REGULATE SMOKING IN PUBLIC PLACES AND TO ESTABLISH STANDARDS FOR LOCAL GOVERNMENTS ELECTING TO REGULATE SMOKING, with recommendation that the House concur.

The Senate committee substitute bill is placed on the Calendar for July 16.

By Representative R. Hunter for the Committee on Judiciary II:

Committee Substitute for **S.B. 652**, A BILL TO BE ENTITLED AN ACT TO PLACE THE CIVIL AIR PATROL UNDER THE STATE TORT CLAIMS ACT FOR STATE-APPROVED MISSIONS AND TO ALLOW CADETS OF THE CIVIL AIR PATROL TO BE ELIGIBLE FOR WORKERS' COMPENSATION WHILE ON STATE-APPROVED MISSIONS, with a favorable report.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 14, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees on Committee Substitute for **H.B. 485**, A BILL TO BE ENTITLED AN ACT TO ADOPT THE INLAND NAVIGATION RULES AS THE LAW IN THIS STATE, to the end that when a similar action has been taken on the part of your Honorable Body, the Speaker may order the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

Senate Committee Substitute for **H.B. 877**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF COIN-OPERATED MACHINES, VIDEO GAMES, AND DEVICES AND TO INCREASE THE PUNISHMENT FOR CERTAIN GAMBLING OFFENSES, is returned for concurrence in Senate committee substitute and placed on the Calendar for July 16.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **H.B. 787**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO DENY A PERMIT FOR A SANITARY LANDFILL OR A SOLID WASTE INCINERATOR TO AN APPLICANT THAT HAS NOT SUBMITTED AN APPROVED SOLID WASTE MANAGEMENT PLAN, is returned for concurrence in Senate amendment and placed on the Calendar for July 16.

Senate Committee Substitute for **H.B. 1092**, A BILL TO BE ENTITLED AN ACT TO REQUIRE JUVENILE COURT COUNSELORS TO NOTIFY SCHOOL OFFICIALS IN CERTAIN CASES WHEN A JUVENILE IS ADJUDICATED DELINQUENT AND IS ORDERED TO ATTEND SCHOOL AS A CONDITION OF PROBATION, is

returned for concurrence in Senate committee substitute and placed on the Calendar for July 16.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative Cunningham for the Committee on Insurance:

S.B. 954, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DIRECT PAYMENT OF CERTIFIED SOCIAL WORKERS UNDER HEALTH INSURANCE POLICIES, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for July 17. The original bill is placed on the Unfavorable Calendar.

S.B. 1111, A BILL TO BE ENTITLED AN ACT TO ALLOW EACH OF THE MEMBERS OF THE FARMERS MUTUAL FIRE INSURANCE ASSOCIATION OF NORTH CAROLINA TO BE INDEPENDENTLY CHARTERED, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

CALENDAR

Action is taken on the following:

CONFERENCE REPORT

Representative Holt moves the adoption of the following Conference Report.

House Committee Substitute for H.B. 485

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **H.B. 485**, A BILL TO BE ENTITLED AN ACT TO ADOPT THE INLAND NAVIGATION RULES AS THE LAW IN THIS STATE, Committee Substitute Favorable 4/27/93, wish to report as follows:

The Senate recedes from Senate Amendment # 2, and the House and Senate agree to the following amendment:

On page 1, lines 21-22, by deleting the phrase "thirty-five dollars ($35.00)" and substituting the phrase "one hundred dollars ($100.00)".

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 14th day of July, 1993.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Charles W. Albertson	S/ Bertha M. Holt
S/ Elaine F. Marshall	S/ C. Robert Brawley
S/ Daniel R. Simpson	S/ Ronnie N. Sutton

The Conference Report is adopted by electronic vote (95–0), and the Senate is so notified by Special Message.

The Senate having previously adopted the Conference Report, the Speaker orders the bill enrolled.

Senate Committee Substitute for **H.B. 567**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ISSUANCE OF REPLACEMENT DATA PLATES FOR LP-GAS TANKS, TO PROVIDE CIVIL PENALTIES FOR VIOLATIONS OF THE LAWS REGARDING LP-GAS, TO PROVIDE FOR SUSPENSION OR REVOCATION OF AN LP-GAS DEALER'S REGISTRATION FOR VIOLATIONS OF THESE LAWS, AND TO PROVIDE FOR CONTRACTOR CERTIFICATION OF LP-GAS SYSTEMS CODE COMPLIANCE.

On motion of Representative Hightower, the House concurs in the Senate committee substitute, by electronic vote (94–1), and the bill is ordered enrolled.

H.B. 825, A BILL TO BE ENTITLED AN ACT CONCERNING IMPACT FEES BY THE TOWN OF GARNER, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Berry, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Diamont, Dockham, Easterling, Esposito, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Spears, Stewart, Sutton, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright – 99.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Crawford, Dickson, Sexton, Tallent, and Warner – 6.

Committee Substitute for **S.B. 724**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE HIGH ROCK LAKE MARINE

COMMISSION, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Berry, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Diamont, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Spears, Stewart, Sutton, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 103.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Crawford, Dickson, Sexton, Tallent, and Warner - 6.

Committee Substitute for **H.B. 887**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE WINSTON-SALEM BOARD OF ALDERMEN TO GRANT SUBPOENA POWER TO THE WINSTON-SALEM CITIZEN POLICE REVIEW BOARD.

On motion of Representative Mavretic, the bill is withdrawn from the Calendar, by electronic vote (87-20), and re-referred to the Committee on Public Employees.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from permanent subcommittee is presented:

By Representative Barnhill for the Permanent Subcommittee on Boards and Commissions of the Standing Committee on State Government, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 635, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE COMPOSITION, POWERS, AND DUTIES OF THE COMMISSION FOR THE BLIND, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

CALENDAR (continued)

Committee Substitute for **H.B. 1127**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONVEYANCE OF A RIGHT-OF-

WAY TO THE DEPARTMENT OF TRANSPORTATION WITHIN PILOT MOUNTAIN STATE PARK, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Beall, Berry, Black, Bowman, Braswell, Brawley, D. Brown, Brubaker, Burton, Church, Cole, Colton, Culp, Culpepper, Cummings, Daughtry, Diamont, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hall, Hayes, Hensley, Hill, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, James, Jarrell, Jeffus, Joye, Justus, Kinney, Lee, Lemmond, Luebke, Lutz, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Richardson, Robinson, Rogers, Stewart, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 88.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Crawford, Decker, Dickson, Russell, Sexton, Tallent, and Warner - 8.

Committee Substitute for **H.B. 124**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A STATEWIDE PROGRAM TO IMPROVE THE COLLECTION OF ACCOUNTS RECEIVABLE BY THE STATE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Berry, Black, Bowen, Bowman, Braswell, Brawley, D. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Lee, Lemmond, Luebke, Lutz, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Richardson, Robinson, Rogers, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 101.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Crawford, Decker, Dickson, Russell, Sexton, Tallent, and Warner - 8.

Committee Substitute for **H.B. 174**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF REVENUE TO ALLOW OR REQUIRE PAYMENT OF TAXES BY ELECTRONIC FUNDS TRANSFER.

On motion of Representative Luebke, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Barbee, Barnes, Beall, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Colton, Culp, Culpepper, Cummings, Cunningham, Daughtry, Dockham, Easterling, Ellis, Esposito, Fitch, Fussell, Gamble, Gardner, Gottovi, Gray, Green, Griffin, Hackney, Hensley, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nye, Oldham, C. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Smith, Spears, Stamey, Stewart, Sutton, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 93.

Voting in the negative: Representatives Balmer, Berry, Creech, Flaherty, Grady, Hall, Hayes, Hightower, McLaughlin, Nichols, J. Preston, and G. Thompson - 12.

Excused absences: Representatives Barnhill, Crawford, Decker, Dickson, Russell, Sexton, Tallent, and Warner - 8.

Committee Substitute for **H.B. 578**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENTS PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA AND THE UNIVERSITY OF NORTH CAROLINA HOSPITALS AT CHAPEL HILL, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Berry, Black, Bowie, Bowman, Brawley, J. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Diamont, Dockham, Easterling, Edwards, Esposito, Fitch, Fussell, Gamble, Gardner, Gist, Grady, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Howard, Jack Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Robinson, Rogers, Smith, Stamey, Stewart, Sutton, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 100.

Voting in the negative: Representative D. Brown.

Excused absences: Representatives Barnhill, Crawford, Decker, Dickson, Russell, Sexton, Tallent, and Warner – 8.

House Committee Substitute for **S.B. 853**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES THAT WILL DERIVE ECONOMIC BENEFITS FROM THE NORTH CAROLINA GLOBAL TRANSPARK TO FORM A GLOBAL TRANSPARK DEVELOPMENT ZONE TO PROMOTE ECONOMIC DEVELOPMENT OF, AND TO ENCOURAGE INFRASTRUCTURE CONSTRUCTION IN, THE COUNTIES OF THE ZONE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Beall, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Diamont, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, G. Miller, Miner, Mitchell, Moore, Nesbitt, Nichols, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Smith, Spears, Stamey, Stewart, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright – 96.

Voting in the negative: Representatives Balmer, Berry, and Grady – 3.

Excused absences: Representatives Barnhill, Crawford, Decker, Dickson, Russell, Sexton, Tallent, and Warner – 8.

House Committee Substitute for **S.B. 204**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO MAKE THE CERTIFICATE OF NEED PROGRAM SELF-FUNDED BY INCREASING THE MINIMUM AND MAXIMUM CON APPLICATION FEES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arnold, Balmer, Barnes, Beall, Berry, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Cole, Colton, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Diamont, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, G. Miller, Miner, Mitchell, Moore, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Richardson, Robinson, Rogers, Smith, Spears, Stamey,

Stewart, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wood - 94.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Crawford, Decker, Dickson, Russell, Sexton, Tallent, and Warner - 8.

House Committee Substitute for **S.B. 590**, A BILL TO BE ENTITLED AN ACT TO INCREASE FEES FOR BOAT CERTIFICATES OF NUMBER AND TO CLARIFY THE USE OF THE FEES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Barnes, Beall, Bowen, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Cole, Colton, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Diamont, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gamble, Gottovi, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, H. Hunter, Ives, Jarrell, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, G. Miller, Miner, Moore, Nesbitt, Nye, Oldham, C. Preston, Richardson, Robinson, Smith, Spears, Stamey, Stewart, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wright - 80.

Voting in the negative: Representatives Balmer, Berry, Bowie, Brubaker, Flaherty, Gardner, Grady, Hightower, Howard, Mitchell, Nichols, J. Preston, and G. Thompson - 13.

Excused absences: Representatives Barnhill, Crawford, Decker, Dickson, Russell, Sexton, Tallent, and Warner - 8.

S.B. 63, A BILL TO BE ENTITLED AN ACT TO REPEAL THE TWO PERCENT RESTRICTION ON THE USE OF PROCEEDS OF THE REGIONAL TRANSPORTATION AUTHORITY REGISTRATION TAX FOR ADMINISTRATIVE PURPOSES.

The bill, as amended, passes its third reading, by electronic vote (89-1), and is ordered sent to the Senate for concurrence in House amendments by Special Message. Amendment No. 1 changes the title upon concurrence.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Barnes for the Committee on Education:

Committee Substitute for **S.B. 880**, A BILL TO BE ENTITLED AN ACT TO ENABLE LOCAL BOARDS OF EDUCATION TO EXPEL FROM SCHOOL THOSE STUDENTS WHOSE CONTINUED PRESENCE IN SCHOOL CONSTITUTES A CLEAR THREAT TO THE SAFETY AND HEALTH OF OTHER STUDENTS OR EMPLOYEES, with a favorable report as to House committee substitute

bill, which changes the title, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 17. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Nesbitt and Diamont for the Committee on Appropriations:

H.J.R. 249, A JOINT RESOLUTION TO IMPLEMENT A RECOMMENDATION OF THE MENTAL HEALTH STUDY COMMISSION ADOPTING THE CHILD AND ADOLESCENT ALCOHOL AND OTHER DRUG ABUSE PLAN AS POLICY GUIDANCE FOR THE DEVELOPMENT OF SERVICES, with a favorable report, as amended.

H.J.R. 250, A JOINT RESOLUTION TO IMPLEMENT A RECOMMENDATION OF THE MENTAL HEALTH STUDY COMMISSION ENDORSING THE QUALITY IMPROVEMENT REPORT FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, with a favorable report, as amended.

H.J.R. 251, A JOINT RESOLUTION TO IMPLEMENT A RECOMMENDATION OF THE MENTAL HEALTH STUDY COMMISSION ADOPTING THE COMPREHENSIVE PLAN FOR SERVICES AND SUPPORTS FOR PERSONS WITH DEVELOPMENTAL DISABILITIES AS POLICY GUIDANCE FOR THE DEVELOPMENT OF SERVICES, with a favorable report, as amended.

H.B. 959, A BILL TO BE ENTITLED AN ACT FOR THE APPOINTMENT OF TEMPORARY MANAGERS FOR LONG-TERM CARE FACILITIES AND DOMICILIARY HOMES, with a favorable report.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 15, 1993

Mr. Speaker:

Pursuant to your message received Thursday, July 15 that the House of Representatives fails to concur in Senate Amendment No. 2 to **H.B. 1158**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ERECTION OF OUTDOOR ADVERTISING ON A PORTION OF U.S. HIGHWAY 52 AND NORTH CAROLINA HIGHWAY 752 IN SURRY COUNTY, which proposed to change the title to read **H.B. 1158**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ERECTION OF OUTDOOR ADVERTISING ON A PORTION OF U.S. HIGHWAY 52 AND NORTH CAROLINA HIGHWAY 752 IN SURRY COUNTY AND TO PROHIBIT THE ERECTION OF MOST NEW OUTDOOR ADVERTISING ON INTERSTATE 26 AND ON A PORTION OF INTERSTATE 40, and requests conferees, the President Pro Tempore appoints: Senator D. Winner, Chairman;

Senators L. Winner, Plexico, Speed, and Smith on the part of the Senate to confer with the committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

CALENDAR (continued)

House Committee Substitute for **S.B. 873**, A BILL TO BE ENTITLED AN ACT TO PROTECT A PERSON'S ACCESS TO HEALTH CARE FACILITIES.

Representative Hayes moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Health and Human Services. A division having been called, the motion fails by electronic vote (36-65).

Representative Michaux calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its third reading, by electronic vote (76-25), and is ordered engrossed and sent to the Senate by Special Message.

MOTION TO RECALL FROM ENGROSSING

Representative Justus moves to recall House Committee Substitute for **S.B. 873**, A BILL TO BE ENTITLED AN ACT TO PROTECT A PERSON'S ACCESS TO HEALTH CARE FACILITIES, from engrossing.

Representative Justus withdraws his motion.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Michaux for the Committee on Judiciary I:

Committee Substitute for **S.B. 836**, A BILL TO BE ENTITLED AN ACT TO WAIVE THE FEE FOR SPECIAL IDENTIFICATION CARDS FOR HOMELESS PERSONS, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 17. The Senate Committee substitute bill is placed on the Unfavorable Calendar.

The House recesses at 3:50 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

CALENDAR (continued)

Committee Substitute for **H.B. 1359**, A BILL TO BE ENTITLED AN ACT TO ALLOW AN INCOME TAX CREDIT FOR EXPENDITURES TO REHABILITATE A CERTIFIED HISTORIC STRUCTURE, passes its second reading, by electronic vote (90–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 1260, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE MARTIN LUTHER KING, JR. COMMISSION.

On motion of Representative Wainwright, Committee Amendment No. 1 is adopted.

Representative Wainwright offers Amendment No. 2 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (81–7), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

Committee Substitute No. 2 for **H.B. 976**, A BILL TO BE ENTITLED AN ACT TO REORGANIZE AND TRANSFER THE GOVERNOR'S WASTE MANAGEMENT BOARD TO THE OFFICE OF ENVIRONMENTAL EDUCATION, TO MAKE CONFORMING CHANGES, AND TO TO CREATE THE POLLUTION PREVENTION ADVISORY COUNCIL, passes its second reading, by electronic vote (94–0), and there being no objection is read a third time.

Representative DeVane offers Amendment No. 1 which is adopted by electronic vote (91–0).

The bill, as amended, passes its third reading, by electronic vote (92–0), and is ordered engrossed and sent to the Senate by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Rogers, Acting Chair for the Committee on Local and Regional Government I:

Committee Substitute for **S.B. 768**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF CHARLOTTE TO ENTER INTO A JOINT DEVELOPMENT PROJECT, with a favorable report.

S.B. 769, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE TOWNS OF CORNELIUS, DAVIDSON, AND HUNTERSVILLE FROM CERTAIN ZONING NOTICE REQUIREMENTS, with a favorable report.

By Representatives Nesbitt and Diamont for the Committee on Appropriations:

H.B. 235, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE THE BALANCE OF THE FUNDS FROM THE PROCEEDS OF THE TWO HUNDRED MILLION DOLLARS IN GENERAL OBLIGATION BONDS AUTHORIZED FOR THE CONSTRUCTION OF STATE PRISON AND YOUTH SERVICES FACILITIES AND TO RAISE THE PRISON POPULATION CAP, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

On motion of Representative Nesbitt, Rule 36(a) is suspended and the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 664**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF SEVEN HUNDRED THIRTY-FOUR MILLION TWO HUNDRED THOUSAND DOLLARS IN GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS FOR (1) CAPITAL IMPROVEMENTS FOR THE UNIVERSITY OF NORTH CAROLINA, (2) CAPITAL IMPROVEMENTS FOR COMMUNITY COLLEGES, AND (3) LOANS, REVOLVING LOANS, AND GRANTS TO LOCAL GOVERNMENT UNITS FOR WATER SUPPLY SYSTEMS, WASTEWATER COLLECTION SYSTEMS, WASTEWATER TREATMENT WORKS, AND WATER CONSERVATION PROJECTS, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

On motion of Representative Nesbitt, Rule 36(a) is suspended and Committee Substitute Bill No. 2 is placed on the Calendar for July 16. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

CALENDAR (continued)

Committee Substitute for **H.B. 235**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE THE BALANCE OF THE FUNDS FROM THE PROCEEDS OF THE TWO HUNDRED MILLION DOLLARS IN GENERAL OBLIGATION BONDS AUTHORIZED FOR THE CONSTRUCTION OF STATE PRISON AND YOUTH SERVICES FACILITIES AND TO PROVIDE FOR THE USE OF INMATES IN PRISON CONSTRUCTION, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Beall, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Decker, Dockham, Easterling, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee,

Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Nesbitt, Nye, Oldham, C. Preston, Ramsey, Redwine, Richardson, Robinson, Smith, Spears, Stewart, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 94.

Voting in the negative: Representatives Edwards, Nichols, and Wainwright - 3.

Excused absences: Representatives Barbee, Barnhill, Brubaker, Crawford, Daughtry, Diamont, Dickson, Howard, Morgan, J. Preston, Russell, Sexton, Tallent, and Warner - 14.

Representative Stamey requests and is granted permission to be recorded as voting "aye". The adjusted vote on the bill is (95-3).

CONFERENCE REPORT

Representative Hackney sends forth the Conference Report on House Committee Substitute for **S.B. 125**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PURCHASE MONEY SECURITY INTEREST CONTINUES WHEN THE UNDERLYING AGREEMENT IS MODIFIED WITH SAME CREDITOR AND APPLICATION OF PAYMENTS IN A CONSUMER CREDIT SALE IS ON THE BASIS THAT THE FIRST PAYMENTS SHALL BE APPLIED TO THE FIRST PURCHASE TO SATISFY THAT AND OTHER DEBTS ACCORDINGLY. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of July 16.

On motion of Representative Jack Hunt, seconded by Representative Arnold, the House adjourns at 9:00 p.m. to reconvene July 16 at 11:00 a.m.

ONE HUNDRED SECOND DAY

HOUSE OF REPRESENTATIVES
Friday, July 16, 1993

The House meets at 11:00 a.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 15 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barbee, Barnhill, Brubaker, Culpepper, Diamont, Dickson, Green, Howard, Kinney, Lutz, J. Preston, Sexton, Tallent, and Warner for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 724, AN ACT TO ESTABLISH THE HIGH ROCK LAKE MARINE COMMISSION. (CHAPTER 355)

H.B. 567, AN ACT TO PROVIDE FOR THE ISSUANCE OF REPLACEMENT DATA PLATES FOR LP-GAS TANKS, TO PROVIDE CIVIL PENALTIES FOR VIOLATIONS OF THE LAWS REGARDING LP-GAS, TO PROVIDE FOR SUSPENSION OR REVOCATION OF AN LP-GAS DEALER'S REGISTRATION FOR VIOLATIONS OF THESE LAWS, AND TO PROVIDE FOR CONTRACTOR CERTIFICATION OF LP-GAS SYSTEMS CODE COMPLIANCE. (CHAPTER 356)

S.B. 496, AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO ESTABLISH AN INTERAGENCY COMMITTEE TO DEVELOP A CHILD MEDICAL AND MENTAL HEALTH EVALUATION PLAN. (CHAPTER 357)

S.B. 809, AN ACT TO MAKE SUNDRY AMENDMENTS RELATING TO LOCAL GOVERNMENTS IN ORANGE AND CHATHAM COUNTIES. (CHAPTER 358)

S.B. 863, AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO CONSIDER CHILDREN WITH SPECIAL NEEDS WHEN IT ADOPTS RULES SETTING GRADUATION STANDARDS, TO DIRECT THE NORTH CAROLINA EDUCATION STANDARDS AND ACCOUNTABILITY COMMISSION TO STUDY HIGH SCHOOL GRADUATION STANDARDS FOR CHILDREN WITH SPECIAL NEEDS, AND TO DIRECT THE STATE BOARD OF EDUCATION TO SUSPEND THE APPLICATION OF ITS RULE REQUIRING ALGEBRA I FOR A HIGH SCHOOL DIPLOMA TO CHILDREN IDENTIFIED AS LEARNING DISABLED PENDING ITS REEVALUATION OF GRADUATION STANDARDS FOR CHILDREN WITH SPECIAL NEEDS. (CHAPTER 359)

H.B. 105, AN ACT TO INCREASE THE PROPERTY TAX HOMESTEAD EXEMPTION AMOUNT FROM TWELVE THOUSAND DOLLARS TO FIFTEEN THOUSAND DOLLARS AND TO MAKE TECHNICAL CHANGES TO THE HOMESTEAD EXEMPTION STATUTES. (CHAPTER 360)

H.B. 485, AN ACT TO ADOPT THE INLAND NAVIGATION RULES AS THE LAW IN THIS STATE. (CHAPTER 361)

H.B. 509, AN ACT TO RAISE THE INHERITANCE TAX FILING THRESHOLD. (CHAPTER 362)

H.B. 657, AN ACT TO AUTHORIZE A MEDIATION PROGRAM FOR THE OFFICE OF ADMINISTRATIVE HEARINGS. (CHAPTER 363)

H.B. 1274, AN ACT TO PROVIDE THAT THE EXEMPTION FROM THE SCRAP TIRE TAX FOR TIRES SOLD FOR

PLACEMENT ON NEWLY MANUFACTURED VEHICLES SHALL APPLY UNIFORMLY REGARDLESS WHEN THE TIRES WERE SOLD. (CHAPTER 364)

H.J.R. 246, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF ABERDEEN ON ITS ONE-HUNDREDTH ANNIVERSARY. (RESOLUTION 21)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative Jack Hunt for the Committee on Rules, Calendar, and Operations of the House:

S.J.R. 594, A JOINT RESOLUTION SUPPORTING THE ESTABLISHMENT OF THE NORTH CAROLINA CENTER FOR THE BOOK, with a favorable report as to House committee substitute joint resolution, which changes the title, unfavorable as to original resolution.

The House committee substitute joint resolution is placed on the Calendar for July 18. The original resolution is placed on the Unfavorable Calendar.

S.B. 1124, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT OF THE SENATE, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for July 18. The original bill is placed on the Unfavorable Calendar.

RE-REFERRAL

On motion of Representative Jack Hunt, pursuant to Rule 39.2, **S.B. 733**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NORTH CAROLINA PARK AUTHORITY, TO ESTABLISH A PARK FUND OF NORTH CAROLINA FOR PARK AND RECREATION PURPOSES, AND TO FUND THE PARK FUND OF NORTH CAROLINA PRIMARILY FROM THE DEED STAMP TAX, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Finance.

CALENDAR

Action is taken on the following:

CONFERENCE REPORT

Representative Hackney moves the adoption of the following Conference Report.

House Committee Substitute for S.B. 125

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **S.B. 125**, A

BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PURCHASE MONEY SECURITY INTEREST CONTINUES WHEN THE UNDERLYING AGREEMENT IS MODIFIED WITH SAME CREDITOR AND APPLICATION OF PAYMENTS IN A CONSUMER CREDIT SALE IS ON THE BASIS THAT THE FIRST PAYMENTS SHALL BE APPLIED TO THE FIRST PURCHASE TO SATISFY THAT AND OTHER DEBTS ACCORDINGLY, House Committee Substitute Favorable 7/5/93

wish to report as follows:

That the Senate concurs in the House Committee Substitute for Senate Bill 125, Fourth Edition Engrossed 7/5/93, with the following amendments:

on page 2, line 19, by rewriting the line to read:

"All subsequent payments shall be applied first to finance charges and then to principal. The application of payments to principal shall be applied to the various purchases"; and

on page 2, line 42, by rewriting the line to read:

"All subsequent payments shall be applied first to finance charges and then to principal. The application of payments to principal shall be applied to the various purchases".

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 14th day of July, 1993.

Conferees for the Senate

S/ Dennis J. Winner
S/ Alexander P. Sands, III
S/ Roy A. Cooper, III

Conferees for the House of Representatives

S/ Joe Hackney
S/ H. M. Michaux, Jr.
S/ Paul R. McCrary
S/ Joanne W. Bowie
S/ George M. Holmes
S/ Ronnie Sutton

The Conference Report is adopted, by electronic vote (82-0), and the Senate is so notified by Special Message.

Committee Substitute for **H.B. 787**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO DENY A PERMIT FOR A SANITARY LANDFILL OR A SOLID WASTE INCINERATOR TO AN APPLICANT THAT HAS NOT SUBMITTED AN APPROVED SOLID WASTE MANAGEMENT PLAN.

On motion of Representative Redwine, the House concurs in the Senate amendment, by electronic vote (81-0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 877**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF COIN-OPERATED MACHINES, VIDEO GAMES, AND DEVICES AND TO INCREASE THE PUNISHMENT FOR CERTAIN GAMBLING OFFENSES.

On motion of Representative Smith, the House concurs in the Senate committee substitute, by electronic vote (75-0), and the bill is ordered enrolled.

GUEST

The Speaker recognizes Miss Tiffany Clemmons of Clyde, Miss Junior America 1993, who is a House page this week. Miss Clemmons makes brief remarks to the Body.

CALENDAR (continued)

Committee Substitute for **H.B. 235**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE THE BALANCE OF THE FUNDS FROM THE PROCEEDS OF THE TWO HUNDRED MILLION DOLLARS IN GENERAL OBLIGATION BONDS AUTHORIZED FOR THE CONSTRUCTION OF STATE PRISON AND YOUTH SERVICES FACILITIES, AND TO PROVIDE FOR THE USE OF INMATES IN PRISON CONSTRUCTION.

Representative Wainwright moves that the bill be temporarily displaced.

Representative Wainwright withdraws his motion.

On motion of the Chair, the bill is temporarily displaced.

Committee Substitute for **H.B. 124**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A STATEWIDE PROGRAM TO IMPROVE THE COLLECTION OF ACCOUNTS RECEIVABLE BY THE STATE, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Daughtry, Decker, DeVane, Dockham, Easterling, Ellis, Esposito, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lemmond, Luebke, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 89.

Voting in the negative: None.

Excused absences: Representatives Barbee, Barnhill, Brubaker, Culpepper, Diamont, Dickson, Green, Howard, Kinney, Lutz, J. Preston, Sexton, Tallent, and Warner - 14.

Committee Substitute for **H.B. 174**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF REVENUE TO ALLOW OR REQUIRE PAYMENT OF TAXES BY ELECTRONIC FUNDS TRANSFER.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Barnes, Black, Bowen, Bowman, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Culp, Cummings, Cunningham, Daughtry, DeVane, Dockham, Easterling, Ellis, Esposito, Fussell, Gamble, Gardner, Gottovi, Gray, Griffin, Hackney, Hall, Hensley, Hightower, Hill, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nesbitt, Nye, Oldham, C. Preston, Ramsey, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 83.

Voting in the negative: Representatives Balmer, Berry, Bowie, Creech, Decker, Flaherty, Grady, Hayes, and Nichols - 9.

Excused absences: Representatives Barbee, Barnhill, Brubaker, Culpepper, Diamont, Dickson, Green, Howard, Kinney, Lutz, J. Preston, Sexton, Tallent, and Warner - 14.

Committee Substitute for **H.B. 578**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENTS PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA AND THE UNIVERSITY OF NORTH CAROLINA HOSPITALS AT CHAPEL HILL, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Beall, Berry, Black, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Culp, Cummings, Cunningham, Daughtry, DeVane, Dockham, Easterling, Edwards, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 96.

Voting in the negative: Representatives Creech, Decker, and Ellis – 3.

Excused absences: Representatives Barbee, Barnhill, Brubaker, Culpepper, Diamont, Dickson, Green, Howard, Kinney, Lutz, J. Preston, Sexton, Tallent, and Warner – 14.

House Committee Substitute for **S.B. 853**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES THAT WILL DERIVE ECONOMIC BENEFITS FROM THE NORTH CAROLINA GLOBAL TRANSPARK TO FORM A GLOBAL TRANSPARK DEVELOPMENT ZONE TO PROMOTE ECONOMIC DEVELOPMENT OF, AND TO ENCOURAGE INFRASTRUCTURE CONSTRUCTION IN, THE COUNTIES OF THE ZONE, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Barnes, Beall, Black, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, DeVane, Dockham, Easterling, Edwards, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Nesbitt, Nichols, Nye, Oldham, C. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright – 92.

Voting in the negative: Representatives Balmer, Berry, Decker, Ellis, and Morgan – 5.

Excused absences: Representatives Barbee, Barnhill, Brubaker, Culpepper, Diamont, Dickson, Green, Howard, Kinney, Lutz, J. Preston, Sexton, Tallent, and Warner – 14.

House Committee Substitute for **S.B. 204**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO MAKE THE CERTIFICATE OF NEED PROGRAM SELF-FUNDED BY INCREASING THE MINIMUM AND MAXIMUM CON APPLICATION FEES, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barnes, Beall, Berry, Black, Bowie, Bowman, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, DeVane, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Gray, Griffin, Hall, Hayes, Hensley, Hightower, Hill, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James,

Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 94.

Voting in the negative: Representatives Brawley and Decker - 2.

Excused absences: Representatives Barbee, Barnhill, Brubaker, Culpepper, Diamont, Dickson, Green, Howard, Kinney, Lutz, J. Preston, Sexton, Tallent, and Warner - 14.

House Committee Substitute for **S.B. 590**, A BILL TO BE ENTITLED AN ACT TO INCREASE FEES FOR BOAT CERTIFICATES OF NUMBER AND TO CLARIFY THE USE OF THE FEES, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Beall, Black, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Culp, Cummings, Cunningham, Daughtry, DeVane, Dockham, Easterling, Edwards, Esposito, Fitch, Fussell, Gottovi, Gray, Griffin, Hall, Hayes, Hensley, Hill, Holmes, Holt, H. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McAllister, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nye, Oldham, C. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, and Wright - 77.

Voting in the negative: Representatives Balmer, Berry, Bowie, Creech, Decker, Flaherty, Gardner, Hightower, McCombs, and Nichols - 10.

Excused absences: Representatives Barbee, Barnhill, Brubaker, Culpepper, Diamont, Dickson, Green, Howard, Kinney, Lutz, J. Preston, Sexton, Tallent, and Warner - 14.

Committee Substitute for **H.B. 235**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE THE BALANCE OF THE FUNDS FROM THE PROCEEDS OF THE TWO HUNDRED MILLION DOLLARS IN GENERAL OBLIGATION BONDS AUTHORIZED FOR THE CONSTRUCTION OF STATE PRISON AND YOUTH SERVICES FACILITIES, AND TO PROVIDE FOR THE USE OF INMATES IN PRISON CONSTRUCTION.

Representative Wainwright moves that the bill be temporarily displaced.

Representative Wainwright withdraws his motion.

Representative Wainwright offers Amendment No. 1.

Representative Wainwright calls the previous question on the amendment and the call is sustained.

Amendment No. 1 fails of adoption by electronic vote (12–84).

Representative Nesbitt calls the previous question on the passage of the bill and the call is sustained.

The bill passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Beall, Berry, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Dockham, Easterling, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nye, Oldham, C. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright – 96.

Voting in the negative: Representatives Edwards, Nichols, and Wainwright – 3.

Excused absences: Representatives Barbee, Barnhill, Brubaker, Culpepper, Diamont, Dickson, Green, Howard, Lutz, J. Preston, Sexton, Tallent, and Warner – 13.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

S.B. 710, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NASH COUNTY TO USE THE PROCEEDS OF ITS OCCUPANCY TAX FOR ECONOMIC DEVELOPMENT PROJECTS, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

On motion of Representative Mavretic, Rule 36(a) is suspended and the committee substitute bill is placed on the Calendar for July 17. The original bill is placed on the Unfavorable Calendar.

S.B. 734, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO PILOT THE COLLECTION OF ENTRANCE FEES AT CERTAIN STATE PARKS, with a favorable report, as amended.

Representative Hackney moves that the bill be re-referred to the Committee on Appropriations.

On motion of Representative Hackney, Committee Amendment No. 1 is adopted.

The bill, as amended, is re-referred to the Committee on Appropriations.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

Committee Substitute No. 3 for **S.B. 14**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS FOR (1) CAPITAL IMPROVEMENTS FOR THE UNIVERSITY OF NORTH CAROLINA, (2) CAPITAL IMPROVEMENTS FOR COMMUNITY COLLEGES, (3) GRANTS, LOANS, AND REVOLVING LOANS TO LOCAL GOVERNMENT UNITS FOR WATER SUPPLY SYSTEMS, WASTEWATER COLLECTION SYSTEMS, WASTEWATER TREATMENT WORKS, AND WATER CONSERVATION PROJECTS, AND (4) CAPITAL IMPROVEMENTS AND LAND ACQUISITION FOR STATE PARKS AND RECREATION AREAS, is read the first time and referred to the Committee on Appropriations.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Rogers, Acting Chair for the Committee on Local and Regional Government I:

S.B. 981, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF ALBEMARLE WITH RESPECT TO THE DISTRIBUTION OF THE NET PROCEEDS FROM THE OPERATION OF ALCOHOLIC BEVERAGE CONTROL STORES, with a favorable report.

By Representative Gottovi for the Committee on Environment:

Committee Substitute for **S.B. 1003**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A PUBLIC HEARING BE HELD PRIOR TO THE APPROVAL OF AN APPLICATION FOR A NEW PERMIT, THE RENEWAL OF A PERMIT, OR A SUBSTANTIAL AMENDMENT TO A PERMIT FOR A SANITARY LANDFILL, with a favorable report.

S.B. 1121, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS AND TO REMOVE OBSOLETE SECTIONS OF THE SOIL CONSERVATION DISTRICT LAW, with a favorable report.

By Representative Michaux for the Committee on Judiciary I:

S.B. 806, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VOTER REGISTRATION SHALL BE THE SOLE CRITERIA

FOR ALLOCATING VOTING MACHINES AMONG PRECINCTS, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

On motion of Representative Michaux and without objection, Rule 36(a) is suspended and the House committee substitute bill is placed on the Calendar for July 17. The original bill is placed on the Unfavorable Calendar.

The House recesses at 12:40 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

CALENDAR (continued)

Senate Committee Substitute for **H.B. 957**, A BILL TO BE ENTITLED AN ACT TO REGULATE SMOKING IN PUBLIC PLACES AND TO ESTABLISH STANDARDS FOR LOCAL GOVERNMENTS ELECTING TO REGULATE SMOKING.

On motion of Representative Michaux, the House concurs in the Senate committee substitute, by electronic vote (63–24), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 1016**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE GENERAL DRIVERS LICENSE RENEWAL CYCLE FROM FOUR TO FIVE YEARS AND TO MAKE UNIFORM THE REQUIREMENTS FOR OBTAINING A DRIVERS LICENSE.

On motion of Representative R. Hunter, the House concurs in the Senate committee substitute, by electronic vote (86–0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 1092**, A BILL TO BE ENTITLED AN ACT TO REQUIRE JUVENILE COURT COUNSELORS TO NOTIFY SCHOOL OFFICIALS IN CERTAIN CASES WHEN A JUVENILE IS ADJUDICATED DELINQUENT AND IS ORDERED TO ATTEND SCHOOL AS A CONDITION OF PROBATION.

On motion of Representative Hensley, the House concurs in the Senate committee substitute, by electronic vote (94–0), and the bill is ordered enrolled.

House Committee Substitute No. 3 for **S.B. 992**, A BILL TO BE ENTITLED AN ACT TO ALLOW PAMLICO COUNTY TO USE ALTERNATIVE CONSTRUCTION DELIVERY SYSTEMS TO CONSTRUCT A BUILDING AND TO ALLOW MARTIN COUNTY TO CONSTRUCT A FACILITY FOR USE BY THE NORTHEAST REGIONAL EDUCATION CENTER AND TO ACQUIRE NECESSARY LAND AND EQUIPMENT THEREFOR, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Creech, Cummings, Cunningham, Daughtry, Decker, DeVane, Dockham, Easterling, Edwards, Ellis, Fitch, Flaherty, Fussell, Gamble, Gardner, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wright - 90.

Voting in the negative: None.

Excused absences: Representatives Barbee, Barnhill, Brubaker, Colton, Culpepper, Diamont, Dickson, Esposito, Green, Howard, James, Lutz, J. Preston, Sexton, Tallent, and Warner - 16.

House Committee Substitute for **S.B. 692**, A BILL TO BE ENTITLED AN ACT AUTHORIZING PITT COUNTY TO INCREASE ITS ROOM OCCUPANCY TAX FROM THREE PERCENT TO NO MORE THAN SIX PERCENT, TO PROVIDE FOR THE USE OF THE PROCEEDS OF THE ADDITIONAL TAX, AND TO MODIFY THE EXISTING PITT COUNTY ROOM OCCUPANCY TAX, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Creech, Cummings, Cunningham, Daughtry, Decker, DeVane, Dockham, Easterling, Edwards, Ellis, Fitch, Flaherty, Fussell, Gamble, Gardner, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wright - 90.

Voting in the negative: None.

Excused absences: Representatives Barbee, Barnhill, Brubaker, Colton, Culpepper, Diamont, Dickson, Esposito, Green, Howard, James, Lutz, J. Preston, Sexton, Tallent, and Warner - 16.

H.B. 874, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MOTOR VEHICLES TAX THAT MAY BE LEVIED BY THE CITY OF DURHAM, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Creech, Cummings, Cunningham, Daughtry, Decker, DeVane, Dockham, Easterling, Edwards, Ellis, Fitch, Flaherty, Fussell, Gamble, Gardner, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wright - 90.

Voting in the negative: None.

Excused absences: Representatives Barbee, Barnhill, Brubaker, Colton, Culpepper, Diamont, Dickson, Esposito, Green, Howard, James, Lutz, J. Preston, Sexton, Tallent, and Warner - 16.

House Committee Substitute for **S.B. 855**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF EDEN TO NEGOTIATE ANNEXATION CONTRACTS AND TO AUTHORIZE ROCKINGHAM COUNTY TO PARTICIPATE IN THE REDEVELOPMENT OF CERTAIN ABANDONED PROPERTY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Creech, Cummings, Cunningham, Daughtry, Decker, DeVane, Dockham, Easterling, Edwards, Ellis, Fitch, Flaherty, Fussell, Gamble, Gardner, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wright - 90.

Voting in the negative: None.

Excused absences: Representatives Barbee, Barnhill, Brubaker, Colton, Culpepper, Diamont, Dickson, Esposito, Green, Howard, James, Lutz, J. Preston, Sexton, Tallent, and Warner - 16.

House Committee Substitute for **S.B. 942**, A BILL TO BE ENTITLED AN ACT TO CREATE THE MOORE COUNTY AIRPORT AUTHORITY FOR THE OPERATION AND MAINTENANCE OF AIRPORT FACILITIES IN THE COUNTY OF MOORE FOR THE CITIZENS OF MOORE COUNTY AND VICINITY AND CONCERNING THE POWERS OF THE LAURINBURG-MAXTON AIRPORT

AUTHORITY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Creech, Cummings, Cunningham, Daughtry, Decker, DeVane, Dockham, Easterling, Edwards, Ellis, Fitch, Flaherty, Fussell, Gamble, Gardner, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wright - 90.

Voting in the negative: None.

Excused absences: Representatives Barbee, Barnhill, Brubaker, Colton, Culpepper, Diamont, Dickson, Esposito, Green, Howard, James, Lutz, J. Preston, Sexton, Tallent, and Warner - 16.

House Committee Substitute for **S.B. 923**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CUMBERLAND COUNTY TO LEVY A PREPARED FOOD AND BEVERAGE TAX TO PROVIDE A MEANS FOR FINANCING ALL OR PART OF AN ARENA IN CUMBERLAND COUNTY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Beall, Bowen, Bowman, D. Brown, Burton, Church, Cole, Culp, Cummings, Cunningham, Daughtry, DeVane, Dockham, Fitch, Flaherty, Fussell, Gamble, Gardner, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wright - 79.

Voting in the negative: Representatives Berry, Bowie, Brawley, Creech, Edwards, Ellis, Grady, and Mitchell - 8.

Excused absences: Representatives Barbee, Barnhill, Brubaker, Colton, Culpepper, Diamont, Dickson, Esposito, Green, Howard, James, Lutz, J. Preston, Sexton, Tallent, and Warner - 16.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Hightower, **S.B. 981**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF ALBEMARLE WITH RESPECT TO THE DISTRIBUTION OF

THE NET PROCEEDS FROM THE OPERATION OF ALCOHOLIC BEVERAGE CONTROL STORES, is withdrawn from the Calendar of July 17 and placed on today's Calendar for immediate consideration.

The bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Balmer, Beall, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Creech, Culp, Cummings, Cunningham, Decker, DeVane, Dockham, Easterling, Edwards, Ellis, Fitch, Flaherty, Fussell, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, Ramsey, Redwine, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, and Wright - 85.

Voting in the negative: None.

Excused absences: Representatives Barbee, Barnhill, Brubaker, Colton, Culpepper, Diamont, Dickson, Esposito, Green, Howard, James, Lutz, J. Preston, Sexton, Tallent, and Warner - 16.

CALENDAR (continued)

S.B. 768, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF CHARLOTTE TO ENTER INTO A JOINT DEVELOPMENT PROJECT.

On motion of Representative Black and without objection, consideration of the bill is postponed until July 20.

S.B. 769, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE TOWNS OF CORNELIUS, DAVIDSON, AND HUNTERSVILLE FROM CERTAIN ZONING NOTICE REQUIREMENTS.

On motion of Representative Black, the bill is temporarily displaced.

Committee Substitute for **H.B. 80**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE TIME ALLOWED THE DEPARTMENT OF REVENUE TO MAKE ASSESSMENTS OF TAXES FOLLOWING A FEDERAL DETERMINATION, TO REINSTATE AN INADVERTENTLY DELETED PROVISION RELATING TO ASSESSMENTS FOR EMPLOYER WITHHOLDING BASED ON FEDERAL DETERMINATIONS, AND TO CLARIFY THE ASSESSMENT STATUTES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Beall, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Creech, Culp, Cummings, Cunningham, Daughtry, DeVane, Dockham,

Easterling, Edwards, Fitch, Flaherty, Fussell, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nesbitt, Nye, Oldham, C. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wright - 86.

Voting in the negative: Representative Nichols.

Excused absences: Representatives Barbee, Barnhill, Brubaker, Culpepper, Diamont, Dickson, Esposito, Green, Howard, James, Lutz, J. Preston, Sexton, Tallent, and Warner - 15.

House Committee Substitute for **S.B. 1025**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PAYMENT OF THE CIGARETTE TAX BY REPORTING RATHER THAN BY TAX STAMPS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Beall, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Colton, Creech, Culp, Cummings, Daughtry, Decker, Dockham, Easterling, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, McCombs, McCrary, McLaughlin, Mercer, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nesbitt, Nichols, Oldham, C. Preston, Ramsey, Redwine, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wright - 81.

Voting in the negative: None.

Excused absences: Representatives Barbee, Barnhill, Brubaker, Culpepper, Diamont, Dickson, Esposito, Green, Howard, James, Lutz, J. Preston, Sexton, Tallent, and Warner - 15.

House Committee Substitute No. 2 for **S.B. 100**, A BILL TO BE ENTITLED AN ACT TO VEST AUTHORITY IN THE SECRETARY OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO GRANT SHELLFISH CULTIVATION LEASES, TO MAKE CHANGES TO CHAPTER 113 OF THE NORTH CAROLINA GENERAL STATUTES, AND TO PREVENT MARINE LITTER, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barnes, Beall, Berry, Black, Bowen, Bowie, Bowman, D. Brown, J. Brown, Burton, Church, Colton, Creech, Culp, Cummings, Cunningham, Decker, DeVane, Dockham, Easterling, Fitch, Flaherty, Fussell, Gardner, Gottovi, Grady, Gray, Griffin,

Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, Mercer, B. Miller, G. Miller, Mitchell, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stamey, Sutton, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 85.

Voting in the negative: Representative Edwards.

Excused absences: Representatives Barbee, Barnhill, Brubaker, Culpepper, Diamont, Dickson, Esposito, Green, Howard, James, Lutz, J. Preston, Sexton, Tallent, and Warner - 15.

House Committee Substitute for **S.B. 60**, A BILL TO BE ENTITLED AN ACT TO IMPOSE AN ADVANCE DISPOSAL TAX ON NEW WHITE GOODS, TO REQUIRE EACH COUNTY TO PROVIDE FOR THE MANAGEMENT OF DISCARDED WHITE GOODS, AND TO PROVIDE FOR THE REMOVAL OF CHLOROFLUOROCARBON REFRIGERANTS FROM WHITE GOODS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Colton, Culp, Cummings, Cunningham, DeVane, Dockham, Easterling, Ellis, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Morgan, Nichols, Nye, Oldham, C. Preston, Ramsey, Redwine, Richardson, Rogers, Smith, Spears, Stamey, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, and Wright - 78.

Voting in the negative: Representatives Beall, Berry, Creech, Decker, Edwards, Hall, Russell, and Wood - 8.

Excused absences: Representatives Barbee, Barnhill, Brubaker, Culpepper, Diamont, Dickson, Esposito, Green, Howard, James, Lutz, J. Preston, Sexton, Tallent, and Warner - 15.

House Committee Substitute for **S.B. 161**, A BILL TO BE ENTITLED AN ACT TO ALLOW ALL TRAILERS TO OBTAIN MULTIYEAR LICENSE PLATES, TO INCREASE THE TYPES OF SPECIAL LICENSE PLATES, TO SPECIFY HOW FEES FROM THE NEW SPECIAL LICENSE PLATES ARE TO BE USED, TO MODIFY THE APPEARANCE OF THE SPECIAL LICENSE PLATE ISSUED TO MEMBERS OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES, AND TO MAKE TECHNICAL AND ADMINISTRATIVE CHANGES TO THE LAWS CONCERNING SPECIAL LICENSE PLATES.

Representative McLaughlin offers Amendment No. 1.

Representative McLaughlin calls the previous question on the amendment and the call is sustained.

Amendment No. 1 fails of adoption.

Representative Nesbitt moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Appropriations.

Representative Nesbitt withdraws his motion.

Representative Lee offers Amendment No. 2 which is adopted.

Representative Gardner offers Amendment No. 3 which is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Berry, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, DeVane, Dockham, Easterling, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Holmes, Holt, Jack Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, B. Miller, G. Miller, Mitchell, Morgan, Nichols, Oldham, C. Preston, Ramsey, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, G. Thompson, Wainwright, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 82.

Voting in the negative: Representatives Judy Hunt, Lee, McLaughlin, and Moore - 4.

Excused absences: Representatives Barbee, Barnhill, Brubaker, Culpepper, Diamont, Dickson, Ellis, Esposito, Green, Howard, James, Lutz, J. Preston, Sexton, Tallent, and Warner - 16.

House Committee Substitute for **S.B. 549**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DEPARTMENT OF JUSTICE MAY PROVIDE CRIMINAL RECORD CHECKS TO HOSPITALS, NURSING HOMES, AND AREA MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE AUTHORITIES AND THEIR CONTRACT AGENCIES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barnes, Berry, Bowen, Bowie, Bowman, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, Decker, Dockham, Easterling, Edwards, Fitch, Flaherty, Gardner, Grady, Griffin, Hackney, Hall, Hayes, Holmes, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jenkins, Joye, Justus, Kennedy, Lee, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary,

McLaughlin, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, Ramsey, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Sutton, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 79.

Voting in the negative: None.

Excused absences: Representatives Barbee, Barnhill, Brubaker, Culpepper, Diamont, Dickson, Ellis, Esposito, Green, Howard, James, Lutz, J. Preston, Sexton, Tallent, and Warner - 16.

Committee Substitute for **S.B. 621**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE FEES FOR REGISTRANTS UNDER THE CONTROLLED SUBSTANCES ACT, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barnes, Berry, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, DeVane, Dockham, Easterling, Edwards, Fitch, Flaherty, Gardner, Grady, Griffin, Hackney, Hall, Hayes, Hensley, Holmes, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, McAllister, McCombs, McCrary, McLaughlin, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, Ramsey, Richardson, Robinson, Rogers, Russell, Spears, Stewart, Sutton, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 80.

Voting in the negative: None.

Excused absences: Representatives Barbee, Barnhill, Brubaker, Culpepper, Diamont, Dickson, Ellis, Esposito, Green, Howard, James, Lutz, J. Preston, Sexton, Tallent, and Warner - 16.

S.B. 1248, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CHARGES FOR INSPECTION OF MOTOR VEHICLES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arnold, Barnes, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, Burton, Church, Cole, Crawford, Creech, Culp, Cummings, Cunningham, Daughtry, DeVane, Dockham, Easterling, Edwards, Fitch, Flaherty, Fussell, Grady, Griffin, Hackney, Hall, Hensley, Holt, Judy Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Joye, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, McAllister, McCombs, McCrary, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nye, Oldham, C. Preston, Ramsey, Richardson, Russell, Smith, Spears, Stewart, G. Thompson, Wainwright, Weatherly, Wilmoth, C. Wilson, and Wright - 69.

Voting in the negative: Representatives Balmer, Beall, Decker, Gardner, Hayes, Hightower, Holmes, Jenkins, Justus, McLaughlin, Nichols, Rogers, Sutton, Wilkins, and Wood - 15.

Excused absences: Representatives Barbee, Barnhill, Brubaker, Culpepper, Diamont, Dickson, Ellis, Esposito, Green, Howard, James, Lutz, J. Preston, Sexton, Tallent, and Warner - 16.

Committee Substitute No. 2 for **H.B. 664**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF SEVEN HUNDRED FORTY-SIX MILLION TWO HUNDRED THOUSAND DOLLARS IN GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS FOR (1) CAPITAL IMPROVEMENTS FOR THE UNIVERSITY OF NORTH CAROLINA, (2) GRANTS TO COMMUNITY COLLEGES FOR CAPITAL IMPROVEMENTS, AND (3) LOANS, REVOLVING LOANS, AND GRANTS TO LOCAL GOVERNMENT UNITS FOR WATER SUPPLY SYSTEMS, WASTEWATER COLLECTION SYSTEMS, WASTEWATER TREATMENT WORKS, AND WATER CONSERVATION PROJECTS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alphin, Arnold, Baddour, Balmer, Barnes, Beall, Berry, Black, Bowen, Bowie, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Culp, Cummings, Daughtry, DeVane, Dockham, Easterling, Edwards, Fitch, Flaherty, Fussell, Gardner, Gottovi, Grady, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Holmes, Holt, Jack Hunt, Judy Hunt, R. Hunter, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Luebke, McAllister, McCombs, McCrary, McLaughlin, Mercer, Michaux, G. Miller, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, Ramsey, Richardson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 83.

Voting in the negative: Representatives Bowman, Creech, and Decker - 3.

Excused absences: Representatives Barbee, Barnhill, Brubaker, Culpepper, Diamont, Dickson, Ellis, Esposito, Green, Howard, James, Lutz, J. Preston, Sexton, Tallent, and Warner - 16.

Committee Substitute No. 2 for **H.B. 1492**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE BUILDING CODE COUNCIL TO ESTABLISH STANDARDS FOR TEMPORARY TOILET FACILITIES AT CONSTRUCTION SITES TO ENSURE SANITARY CONDITIONS FOR CONSTRUCTION WORKERS, passes its second reading, by electronic vote (78-5), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 802, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ONE-HALF THE NORMAL WEIGHT PENALTY FOR VEHICLES HAULING RECYCLABLE MATERIALS, passes its second reading, by electronic vote (82-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.J.R. 249, A JOINT RESOLUTION TO IMPLEMENT A RECOMMENDATION OF THE MENTAL HEALTH STUDY COMMISSION ADOPTING THE CHILD AND ADOLESCENT ALCOHOL AND OTHER DRUG ABUSE PLAN AS POLICY GUIDANCE FOR THE DEVELOPMENT OF SERVICES.

On motion of Representative H. Hunter, Committee Amendment No. 1 is adopted.

The resolution, as amended, passes its second reading, by electronic vote (81–0), and there being no objection is read a third time.

The resolution, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

H.J.R. 250, A JOINT RESOLUTION TO IMPLEMENT A RECOMMENDATION OF THE MENTAL HEALTH STUDY COMMISSION ENDORSING THE QUALITY IMPROVEMENT REPORT FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES.

On motion of Representative H. Hunter, Committee Amendment No. 1 is adopted.

The resolution, as amended, passes its second reading, by electronic vote (84–0), and there being no objection is read a third time.

The resolution, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

H.J.R. 251, A JOINT RESOLUTION TO IMPLEMENT A RECOMMENDATION OF THE MENTAL HEALTH STUDY COMMISSION ADOPTING THE COMPREHENSIVE PLAN FOR SERVICES AND SUPPORTS FOR PERSONS WITH DEVELOPMENTAL DISABILITIES AS POLICY GUIDANCE FOR THE DEVELOPMENT OF SERVICES.

On motion of Representative H. Hunter, Committee Amendment No. 1 is adopted.

The resolution, as amended, passes its second reading, by electronic vote (85–0), and there being no objection is read a third time.

The resolution, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

S.B. 769, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE TOWNS OF CORNELIUS, DAVIDSON, AND HUNTERSVILLE FROM CERTAIN ZONING NOTICE REQUIREMENTS.

Representative Lemmond offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Nesbitt for the Committee on Appropriations:

Committee Substitute No. 3 for **S.B. 14**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS FOR (1) CAPITAL IMPROVEMENTS FOR THE UNIVERSITY OF NORTH CAROLINA, (2) CAPITAL IMPROVEMENTS FOR COMMUNITY COLLEGES, (3) GRANTS, LOANS, AND REVOLVING LOANS TO LOCAL GOVERNMENT UNITS FOR WATER SUPPLY SYSTEMS, WASTEWATER COLLECTION SYSTEMS, WASTEWATER TREATMENT WORKS, AND WATER CONSERVATION PROJECTS, AND (4) CAPITAL IMPROVEMENTS AND LAND ACQUISITION FOR STATE PARKS AND RECREATION AREAS, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to Senate Committee Substitute Bill No. 3.

On motion of Representative Nesbitt, Rule 36(a) is suspended and the House committee substitute bill is placed on the Calendar for July 17. Senate Committee Substitute Bill No. 3 is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 277**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STRUCTURED SENTENCING IN NORTH CAROLINA CONSISTENT WITH THE STANDARD OPERATING CAPACITY OF THE DEPARTMENT OF CORRECTION AND LOCAL CONFINEMENT FACILITIES AND TO REDEFINE STATE AND COUNTY RESPONSIBILITIES FOR THE CONFINEMENT OF MISDEMEANANTS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

On motion of Representative Nesbitt and without objection, Rule 36(a) is suspended and Committee Substitute Bill No. 2 is placed on the Calendar for July 17. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 278, A BILL TO BE ENTITLED AN ACT TO CLASSIFY MISDEMEANORS AS RECOMMENDED BY THE NORTH CAROLINA SENTENCING AND POLICY ADVISORY COMMISSION, with a favorable report as to committee substitute bill, as amended, which changes the title, unfavorable as to original bill.

On motion of Representative Nesbitt and without objection, Rule 36(a) is suspended and the committee substitute bill is placed on the Calendar for July 17. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 281**, A BILL TO BE ENTITLED AN ACT TO CREATE A STATE-COUNTY CRIMINAL JUSTICE PARTNERSHIP IN NORTH CAROLINA, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

On motion of Representative Nesbitt and without objection, Rule 36(a) is suspended and Committee Substitute Bill No. 2 is placed on the Calendar for July 17. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 1035**, A BILL TO BE ENTITLED AN ACT TO PROVIDE A BALANCED STATE CORRECTIONAL SYSTEM THAT WILL BOTH PROTECT THE PUBLIC AND PROVIDE MORE EFFECTIVE AND EQUITABLE CORRECTIONAL PROGRAMMING FOR ALL SENTENCED OFFENDERS, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

On motion of Representative Nesbitt and without objection, Rule 36(a) is suspended and Committee Substitute Bill No. 2 is placed on the Calendar for July 17. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 729, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE CREATION OF HEALTH PLAN PURCHASING ALLIANCES TO PROVIDE ACCESS TO HEALTH BENEFITS FOR EMPLOYEES OF SMALL EMPLOYER GROUPS AND SELF-EMPLOYED INDIVIDUALS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

On motion of Representative Nesbitt, Rule 36(a) is suspended and the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

S.B. 84, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A COMPREHENSIVE COMPENSATION SYSTEM FOR STATE EMPLOYEES SUBJECT TO CHAPTER 126 OF THE GENERAL STATUTES AND TO DIRECT THE DISTRIBUTION OF APPROPRIATIONS FOR IMPLEMENTATION OF THIS COMPREHENSIVE COMPENSATION SYSTEM, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

On motion of Representative Nesbitt, Rule 36(a) is suspended and the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

House Committee Substitute for **S.B. 544**, A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS STATUTES PERTAINING TO EARLY INTERVENTION SERVICES FROM BIRTH TO FIVE YEARS OF AGE, with a favorable report as to House Committee Substitute Bill No. 2, unfavorable as to House Committee Substitute Bill No. 1.

On motion of Representative Nesbitt, Rule 36(a) is suspended and House Committee Substitute Bill No. 2 is placed on today's Calendar.

House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 625**, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES IN ORDER TO ALLOW FULL IMPLEMENTATION OF THE FLEXIBLE FUNDING AND ALTERNATIVE USES AUTHORIZED UNDER THE FEDERAL INTERMODAL SURFACE TRANSPORTATION EFFICIENCY ACT OF 1991, with a favorable report, as amended.

Committee Substitute for **S.B. 829**, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE NORTH CAROLINA STATE MUSEUM OF NATURAL SCIENCES AND ITS ADVISORY COMMISSION FROM THE DEPARTMENT OF AGRICULTURE TO THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES AND TO CONFORM VARIOUS STATUTORY REFERENCES TO THAT MUSEUM, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

On motion of Representative Nesbitt, Rule 36(a) is suspended and the House committee substitute bill is placed on today's Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Hightower for the Committee on State Government:

S.B. 216, A BILL TO BE ENTITLED AN ACT TO REPEAL THE REQUIREMENT THAT THE DEPARTMENT OF THE SECRETARY OF STATE REPORT TO THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS ON THE BUSINESS LICENSE INFORMATION OFFICE, with a favorable report.

S.B. 217, A BILL TO BE ENTITLED AN ACT TO REPEAL THE REQUIREMENT THAT THE DEPARTMENT OF CULTURAL RESOURCES REPORT TO THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS ON THE OPERATION OF THE STATE DEPOSITORY LIBRARY SYSTEM, with a favorable report.

S.B. 572, A BILL TO BE ENTITLED AN ACT TO PROMOTE MARKETS FOR RECYCLABLES AND TO PROMOTE WASTE REDUCTION BY THE STATE BY REQUIRING REPORTS PUBLISHED BY THE STATE TO MEET CERTAIN STANDARDS AS TO COMPOSITION, BY LIMITING THE DISTRIBUTION OF STATE REPORTS, AND BY ENCOURAGING COMMUNITY COLLEGES AND NONPROFIT CORPORATIONS THAT RECEIVE STATE FUNDS TO PREPARE REPORTS ACCORDING TO THESE STANDARDS AND TO PROVIDE THAT MAILING LISTS OF ALUMNI NEED NOT BE PURGED, with a favorable report.

By Representative Gottovi for the Committee on Environment:

S.B. 1112, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CLEAN WATER REVOLVING LOAN AND GRANT PROGRAM TO ALLOW MUNICIPALITIES TO PLEDGE

USER FEES OR ANY AVAILABLE SOURCES OF REVENUES FOR THE PAYMENT OF REVOLVING FUNDS, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate:

H.B. 815, A BILL TO BE ENTITLED AN ACT AUTHORIZING BURKE COUNTY TO ASSIST THOROUGHFARE PLAN IMPLEMENTATION, is returned for concurrence in Senate amendment and referred to the Committee on Transportation.

The Chair rules the amendment to be material, thus constituting the first reading.

Committee Substitute for **H.B. 844**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ALAMANCE COUNTY AND THE CITIES LOCATED IN THAT COUNTY MAY REQUIRE ISSUANCE OF A BUILDING PERMIT FOR THE REPLACEMENT AND DISPOSAL OF ROOFING, is returned for concurrence in Senate amendment and placed on the Calendar for July 17.

Senate Committee Substitute for **H.B. 658**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A MEDIATION PROGRAM FOR THE INDUSTRIAL COMMISSION, is returned for concurrence in Senate committee substitute, which changes the title, and placed on the Calendar for July 17.

Senate Committee Substitute for **H.B. 613**, A BILL TO BE ENTITLED AN ACT TO ALLOW HEALTH CARE FACILITIES TO FURNISH PUBLIC HEALTH AUTHORITIES WITH PATIENT RECORDS UNDER CERTAIN CIRCUMSTANCES, is returned for concurrence in Senate committee substitute, which changes the title, and referred to the Committee on Judiciary II.

Senate Committee Substitute for **H.B. 1050**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE DNA DATABASE AND DATABANK ACT OF 1993, is returned for concurrence in Senate committee substitute and placed on the Calendar for July 17.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 15, 1993

Mr. Speaker:

It is ordered that a message be sent the House of Representatives with the information that the Senate adopts the report of the conferees on House Committee Substitute for **S.B. 125**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PURCHASE MONEY

SECURITY INTEREST CONTINUES WHEN THE UNDERLYING AGREEMENT IS MODIFIED WITH SAME CREDITOR AND APPLICATION OF PAYMENTS IN A CONSUMER CREDIT SALE IS ON THE BASIS THAT THE FIRST PAYMENTS SHALL BE APPLIED TO THE FIRST PURCHASE TO SATISFY THAT AND OTHER DEBTS ACCORDINGLY, to the end that when a similar action has been taken on the part of your Honorable Body, the President will order the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 16, 1993

Mr. Speaker:

Pursuant to the message from the Senate of July 15, 1993 informing the House of Representatives the Senate failed to concur in House Committee Substitute for **S.B. 128**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN TRANSFERS OF VEHICLES FROM THE HIGHWAY USE TAX, TO REIMBURSE THE HIGHWAY TRUST FUND FOR REVENUE THAT WOULD OTHERWISE BE LOST AS A RESULT OF THE EXEMPTIONS, AND TO INCREASE REVENUES TO PROVIDE FUNDS TO MAKE THE REIMBURSEMENT, which proposed to change the title to read House Committee Substitute for **S.B. 128**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN TRANSFERS OF VEHICLES FROM THE HIGHWAY USE TAX, TO REIMBURSE THE HIGHWAY TRUST FUND FOR REVENUE THAT WOULD OTHERWISE BE LOST AS A RESULT OF THE EXEMPTIONS, TO INCREASE REVENUES TO PROVIDE FUNDS TO MAKE THE REIMBURSEMENT, TO LOWER THE MAXIMUM HIGHWAY USE TAX ON CERTAIN COMMERCIAL VEHICLES, TO INCREASE THE ANNUAL REGISTRATION FEES FOR CERTAIN PROPERTY-HAULING VEHICLES, AND TO CREDIT THE INCREASED REVENUE FROM THE REGISTRATION FEES TO THE HIGHWAY TRUST FUND, it is ordered that a message be sent your Honorable Body with the information that the Senate appoints conferees. The President Pro Tempore appoints: Senator Winner of Buncombe, Chairman; Senators Kerr, Sands, and Speed on the part of the Senate to confer with a like committee appointed by the House to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 1089**, A BILL TO BE ENTITLED AN ACT RELATING TO THE DEFINITION OF

PYROTECHNICS UNDER CHAPTER 14 OF THE NORTH CAROLINA GENERAL STATUTES, is returned for concurrence in Senate committee substitute and placed on the Calendar for July 17.

Senate Committee Substitute for **H.B. 1172**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE QUALIFIED TORT LIABILITY PROTECTION FOR HEALTH CARE PERSONNEL TO INCLUDE MEDICAL SERVICES RENDERED BY HEALTH CARE PERSONNEL WITHOUT COMPENSATION AT THEIR PLACE OF EMPLOYMENT TO INDIGENT PATIENTS, is returned for concurrence in Senate committee substitute, which changes the title, and placed on the Calendar for July 17.

Committee Substitute for **S.B. 94**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE UNITS OF LOCAL GOVERNMENT, LOCAL SCHOOL BOARDS, AND COMMUNITY COLLEGES TO ENTER INTO GUARANTEED ENERGY SAVINGS CONTRACTS IN ORDER TO FINANCE ENERGY CONSERVATION MEASURES IN LOCAL PUBLIC FACILITIES, is read the first time and referred to the Committee on Environment.

Committee Substitute for **S.B. 1144**, A BILL TO BE ENTITLED AN ACT TO EXTEND CERTAIN EXEMPTIONS TO THE FEDERAL BRIDGE FORMULA ON STATE HIGHWAYS, EXCEPT INTERSTATES, is read the first time and referred to the Committee on Transportation.

Senate Committee Substitute for **H.B. 483**, A BILL TO BE ENTITLED AN ACT TO AMEND THE DAM SAFETY LAW OF 1967 TO MAKE IT MORE EFFECTIVE, is returned for concurrence in Senate committee substitute and placed on the Calendar for July 17.

Committee Substitute for **H.B. 513**, A BILL TO BE ENTITLED AN ACT TO MANDATE A SINGLE PORTAL OF ENTRY AND EXIT POLICY FOR SERVICES FOR INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES, is returned for concurrence in two Senate amendments and placed on the Calendar for July 17.

Committee Substitute for **H.B. 618**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE EXPIRATION DATE FROM THE LAW ALLOWING THE DEPARTMENT OF TRANSPORTATION TO USE NONLICENSED OR NONCERTIFIED APPRAISERS IN THE ACQUISITION OF REAL ESTATE ACQUIRED BY THE DEPARTMENT WHEN THE ESTIMATED VALUE OF THE REAL ESTATE IS LESS THAN TEN THOUSAND DOLLARS, is returned for concurrence in Senate amendment, which changes the title, and referred to the Committee on Transportation.

Senate Committee Substitute for **H.B. 781**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF DURHAM TO PROCEED WITH CONDEMNATION OF REAL PROPERTY WHEN OWNERSHIP IS TRANSFERRED, is returned for concurrence in Senate committee substitute and referred to the Committee on Judiciary I.

H.B. 1001, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE LOCAL BOARDS OF EDUCATION TO RENOVATE OLD

SCHOOL BUILDINGS INSTEAD OF REPLACING THEM, is returned for concurrence in two Senate amendments and placed on the Calendar for July 17.

S.B. 842, A BILL TO BE ENTITLED AN ACT FOR THE APPOINTMENT OF TEMPORARY MANAGERS FOR LONG-TERM CARE FACILITIES AND DOMICILIARY HOMES, is read the first time and referred to the Committee on Appropriations.

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate.

Committee Substitute for **H.B. 46,** A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR POSTPONEMENT OF CERTAIN ASSESSMENTS IN WINSTON-SALEM AND FORSYTH COUNTY, is returned for concurrence in Senate amendment and placed on the Calendar for July 17.

Committee Substitute No. 2 for **H.B. 284,** A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE EDUCATIONAL LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO ESTABLISH AN INDEPENDENT STANDARDS BOARD FOR SCHOOL ADMINISTRATION AND TO ALLOW THAT BOARD TO CHARGE EXAMINATION FEES, is returned for concurrence in two Senate amendments and placed on the Calendar for July 17.

H.B. 292, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING THE CONTINUUM OF EDUCATION IN NORTH CAROLINA, is returned for concurrence in two Senate amendments and placed on the Calendar for July 17.

Committee Substitute for **H.B. 505,** A BILL TO BE ENTITLED AN ACT REQUESTED BY THE NORTH CAROLINA COUNCIL FOR THE DEAF AND HARD OF HEARING TO RECONSTITUTE THE MEMBERSHIP OF THE NORTH CAROLINA COUNCIL FOR THE DEAF AND HARD OF HEARING, is returned for concurrence in Senate amendment and referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 514, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LAW EXEMPTING THE DIVISION OF YOUTH SERVICES' VOCATIONAL TEACHERS FROM THE EDUCATIONAL REQUIREMENTS OF CRIMINAL JUSTICE CERTIFICATION, is returned for concurrence in Senate amendment and placed on the Calendar for July 17.

Senate Committee Substitute for **H.B. 604,** A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES THAT HAVE PROTECTED MOUNTAIN RIDGES TO ESTABLISH COUNTY SERVICE DISTRICTS TO PROVIDE FOR CERTAIN ROAD NEEDS OF THE DISTRICT, is returned for concurrence in Senate committee substitute and placed on the Calendar for July 17.

Committee Substitute No. 2 for **H.B. 624**, A BILL TO BE ENTITLED AN ACT TO REWRITE CHAPTER 55A OF THE GENERAL STATUTES RELATING TO NONPROFIT CORPORATIONS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is returned for concurrence in Senate amendment and placed on the Calendar for July 17.

Senate Committee Substitute for **H.B. 681**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE REQUIREMENTS OF THE 1990 AMENDMENTS TO THE FEDERAL CLEAN AIR ACT, TO REPEAL THE EXPIRATION OF A PORTION OF THE PER GALLON FUEL TAX, TO DEDICATE A PORTION OF THE PROCEEDS OF THE TAX TO THE ADMINISTRATION OF THE AIR QUALITY PROGRAM, TO DEDICATE A PORTION OF THE PROCEEDS OF THE TAX TO THE CLEANUP OF LEAKING PETROLEUM UNDERGROUND STORAGE TANKS, AND TO REPEAL THE EXPIRATION OF THE LEAKING PETROLEUM UNDERGROUND STORAGE TANK CLEANUP ACT OF 1988, is returned for concurrence in Senate committee substitute and placed on the Calendar for July 17.

Committee Substitute for **H.B. 873**, A BILL TO BE ENTITLED AN ACT TO FULFILL THE INTENT OF THE INSURANCE EQUALITY STATUTE BY CORRECTING OMISSIONS IN THAT STATUTE, is returned for concurrence in two Senate amendments and placed on the Calendar for July 17.

Committee Substitute for **S.B. 887**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF SANTEETLAH TO MAKE EQUAL ASSESSMENTS FOR EACH LOT IN A NEW SYSTEM, is read the first time and referred to the Committee on Finance.

S.B. 957, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE SURRY COUNTY TO LEVY AN ADDITIONAL PRIVILEGE LICENSE TAX ON BEER AND WINE RETAILERS, is read the first time and referred to the Committee on Finance.

Committee Substitute for **S.B. 1077**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE THE BALANCE OF THE FUNDS FROM THE PROCEEDS OF THE TWO HUNDRED MILLION DOLLARS IN GENERAL OBLIGATION BONDS AUTHORIZED FOR THE CONSTRUCTION OF STATE PRISON AND YOUTH SERVICES FACILITIES, AND TO PROVIDE FOR THE USE OF INMATES IN PRISON CONSTRUCTION, is read the first time and referred to the Committee on Appropriations.

Committee Substitute for **S.B. 1245**, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM THE INTANGIBLES TAX STOCKS THAT ARE NOT PUBLICLY TRADED, TO MAKE TECHNICAL CHANGES, AND TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE INTANGIBLES TAX AND RELATED ISSUES, is read the first time and referred to the Committee on Finance.

CALENDAR (continued)

Committee Substitute for **H.B. 729**, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE CREATION OF HEALTH PLAN PURCHASING ALLIANCES TO PROVIDE ACCESS TO HEALTH BENEFITS FOR EMPLOYEES OF SMALL EMPLOYER GROUPS AND SELF-EMPLOYED INDIVIDUALS.

Representative Mavretic offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (81-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

House Committee Substitute for **S.B. 899**, A BILL TO BE ENTITLED AN ACT TO ENACT NEW ARTICLE 2A OF THE UNIFORM COMMERCIAL CODE AND TO ADD A NEW ARTICLE 2 TO CHAPTER 22B OF THE GENERAL STATUTES MAKING JURY TRIAL WAIVER PROVISIONS IN CONTRACTS UNENFORCEABLE.

Representative Hackney offers Amendment No. 1 which is adopted.

Representative Michaux offers Amendment No. 2 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (73-2), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in House committee substitute by Special Message.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Beall, Senate Committee Substitute for **H.B. 604**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES THAT HAVE PROTECTED MOUNTAIN RIDGES TO ESTABLISH COUNTY SERVICE DISTRICTS TO PROVIDE FOR CERTAIN ROAD NEEDS OF THE DISTRICT, is withdrawn from the Calendar of July 17 and placed on today's Calendar for immediate consideration.

On motion of Representative Beall, the House concurs in the Senate committee substitute, by electronic vote (75-0), and the bill is ordered enrolled.

CALENDAR (continued)

House Committee Substitute for **S.B. 84**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A COMPREHENSIVE COMPENSATION SYSTEM FOR STATE EMPLOYEES SUBJECT TO CHAPTER 126 OF THE GENERAL STATUTES AND TO DIRECT THE DISTRIBUTION OF APPROPRIATIONS FOR IMPLEMENTATION OF THIS COMPREHENSIVE COMPENSATION SYSTEM, passes its second reading, by electronic vote (85-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

On motion of Representative Jack Hunt, seconded by Representative Morgan, the House adjourns at 5:30 p.m. to reconvene July 17 at 8:00 a.m.

ONE HUNDRED THIRD DAY

HOUSE OF REPRESENTATIVES
Saturday, July 17, 1993

The House meets at 8:00 a.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 16 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barbee, Barnhill, Culpepper, Cummings, Diamont, Dickson, Esposito, Gamble, Green, Howard, James, Kennedy, Kinney, Lutz, Nichols, J. Preston, Sexton, Warner, Weatherly, and C. Wilson for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 787, AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO DENY A PERMIT FOR A SANITARY LANDFILL OR A SOLID WASTE INCINERATOR TO AN APPLICANT THAT HAS NOT SUBMITTED AN APPROVED SOLID WASTE MANAGEMENT PLAN. (CHAPTER 365)

H.B. 877, AN ACT TO CLARIFY THE DEFINITION OF COIN-OPERATED MACHINES, VIDEO GAMES, AND DEVICES AND TO INCREASE THE PUNISHMENT FOR CERTAIN GAMBLING OFFENSES. (CHAPTER 366)

H.B. 957, AN ACT TO REGULATE SMOKING IN PUBLIC PLACES AND TO ESTABLISH STANDARDS FOR LOCAL GOVERNMENTS ELECTING TO REGULATE SMOKING. (CHAPTER 367)

H.B. 1016, AN ACT TO CHANGE THE GENERAL DRIVERS LICENSE RENEWAL CYCLE FROM FOUR TO FIVE YEARS AND TO MAKE UNIFORM THE REQUIREMENTS FOR OBTAINING A DRIVERS LICENSE. (CHAPTER 368)

H.B. 1092, AN ACT TO REQUIRE JUVENILE COURT COUNSELORS TO NOTIFY SCHOOL OFFICIALS IN CERTAIN CASES WHEN A JUVENILE IS ADJUDICATED DELINQUENT AND IS ORDERED TO ATTEND SCHOOL AS A CONDITION OF PROBATION. (CHAPTER 369)

S.B. 125, AN ACT TO PROVIDE THAT A PURCHASE MONEY SECURITY INTEREST CONTINUES WHEN THE UNDERLYING AGREEMENT IS MODIFIED WITH SAME CREDITOR AND APPLICATION OF PAYMENTS IN A CONSUMER CREDIT SALE IS ON THE BASIS THAT THE FIRST PAYMENTS SHALL BE APPLIED TO THE FIRST PURCHASE TO SATISFY THAT AND OTHER DEBTS ACCORDINGLY. (CHAPTER 370)

S.B. 158, AN ACT TO PROVIDE THAT THE PENALTY FOR FAILURE TO FILE AN INHERITANCE TAX RETURN WILL BE ASSESSED AND COLLECTED IN THE SAME MANNER AS THE PENALTY FOR FAILURE TO PAY INHERITANCE TAXES. (CHAPTER 371)

S.B. 183, AN ACT TO PROVIDE THAT A SALES TAX LICENSE IS VOID IF THE RETAILER REPORTS NO SALES FOR EIGHTEEN MONTHS. (CHAPTER 372)

S.B. 475, AN ACT TO MAKE IT A CRIME TO SELL HANDICAPPED PARKING PLACARDS. (CHAPTER 373)

S.B. 535, AN ACT TO CLARIFY AND EXPAND REMEDIES FOR RETURNED CHECKS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION AND TO PROVIDE THAT RESTITUTION FOR VIOLATIONS OF G.S. 14-107 MAY INCLUDE SERVICE CHARGES AND PROCESSING FEES. (CHAPTER 374)

S.B. 631, AN ACT TO AMEND THE NORTH CAROLINA PRACTICING PSYCHOLOGIST LICENSING ACT. (CHAPTER 375)

S.B. 950, AN ACT TO REQUIRE THAT ALL NEW HOSPICES RECEIVE A CERTIFICATE OF NEED. (CHAPTER 376)

H.B. 437, AN ACT TO GRANT STATUTORY POWERS TO TRUSTEES UNDER EXPRESS TRUST INSTRUMENTS. (CHAPTER 377)

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 16, 1993

Mr. Speaker:

Upon the resignation of Fred Talton, pursuant to G.S. 143-426.37(b), it is ordered that a message be sent your Honorable Body with the information the Senate confirms the appointment of Governor James B. Hunt, Jr. of **EDWARD RENFROW** as State Controller for a term to begin immediately.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

Committee Substitute for **S.B. 917**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA BRIDGE AUTHORITY, is read the first time and referred to the Committee on Transportation.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 46**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR POSTPONEMENT OF CERTAIN ASSESSMENTS IN WINSTON-SALEM AND FORSYTH COUNTY.

On motion of Representative Gray, the House concurs in the Senate amendment and the bill is ordered enrolled.

Committee Substitute for **H.B. 844**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ALAMANCE COUNTY AND THE CITIES LOCATED IN THAT COUNTY MAY REQUIRE ISSUANCE OF A BUILDING PERMIT FOR THE REPLACEMENT AND DISPOSAL OF ROOFING.

On motion of Representative Bowman, the House concurs in the Senate amendment and the bill is ordered enrolled.

H.B. 874, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MOTOR VEHICLES TAX THAT MAY BE LEVIED BY THE CITY OF DURHAM, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Beall, Bowen, Bowman, Brawley, D. Brown, Burton, Church, Crawford, Culp, Cunningham, Dockham, Easterling, Edwards, Esposito, Fussell, Gardner, Gist, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Jeffus, Jenkins, Joye, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McCombs, McCrary, McLaughlin, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Moore, Nesbitt, Nye, Oldham, C. Preston, Ramsey, Richardson, Robinson, Rogers, Russell, Smith, Stamey, Sutton, Tallent, Wilkins, Wilmoth, and Wright - 67.

Voting in the negative: None.

Excused absences: Representatives Barbee, Barnhill, Culpepper, Cummings, Diamont, Dickson, Gamble, Green, Howard, James, Kennedy, Kinney, Lutz, Nichols, J. Preston, Sexton, Warner, Weatherly, and C. Wilson - 19.

House Committee Substitute No. 3 for **S.B. 992**, A BILL TO BE ENTITLED AN ACT TO ALLOW PAMLICO COUNTY TO USE ALTERNATIVE CONSTRUCTION DELIVERY SYSTEMS TO CONSTRUCT A BUILDING AND TO ALLOW MARTIN COUNTY TO CONSTRUCT A FACILITY FOR USE BY THE NORTHEAST

REGIONAL EDUCATION CENTER AND TO ACQUIRE NECESSARY LAND AND EQUIPMENT THEREFOR, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House Committee Substitute No. 3 by Special Message.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barnes, Beall, Berry, Bowen, Bowman, Brawley, D. Brown, Burton, Church, Cole, Crawford, Culp, Cunningham, Daughtry, Decker, Dockham, Easterling, Edwards, Esposito, Flaherty, Fussell, Gardner, Gist, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Judy Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McCombs, McCrary, McLaughlin, Mercer, Michaux, B. Miller, Mitchell, Moore, Nye, Oldham, C. Preston, Ramsey, Richardson, Robinson, Rogers, Russell, Smith, Stamey, Sutton, Tallent, G. Thompson, Wainwright, Wilkins, Wilmoth, and Wright - 76.

Voting in the negative: None.

Excused absences: Representatives Barbee, Barnhill, Culpepper, Cummings, Diamont, Dickson, Gamble, Green, Howard, James, Kennedy, Kinney, Lutz, Nichols, J. Preston, Sexton, Warner, Weatherly, and C. Wilson - 19.

House Committee Substitute for **S.B. 692**, A BILL TO BE ENTITLED AN ACT AUTHORIZING PITT COUNTY TO INCREASE ITS ROOM OCCUPANCY TAX FROM THREE PERCENT TO NO MORE THAN SIX PERCENT, TO PROVIDE FOR THE USE OF THE PROCEEDS OF THE ADDITIONAL TAX, AND TO MODIFY THE EXISTING PITT COUNTY ROOM OCCUPANCY TAX, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barnes, Beall, Berry, Bowen, Bowman, Brawley, D. Brown, Burton, Church, Cole, Crawford, Culp, Cunningham, Daughtry, Decker, Dockham, Easterling, Edwards, Esposito, Flaherty, Fussell, Gardner, Gist, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Judy Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McCombs, McCrary, McLaughlin, Mercer, Michaux, B. Miller, Mitchell, Moore, Nye, Oldham, C. Preston, Ramsey, Richardson, Robinson, Rogers, Russell, Smith, Stamey, Sutton, Tallent, G. Thompson, Wainwright, Wilkins, Wilmoth, and Wright - 76.

Voting in the negative: None.

Excused absences: Representatives Barbee, Barnhill, Culpepper, Cummings, Diamont, Dickson, Gamble, Green, Howard, James, Kennedy, Kinney, Lutz, Nichols, J. Preston, Sexton, Warner, Weatherly, and C. Wilson - 19.

House Committee Substitute for **S.B. 855**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF EDEN TO

NEGOTIATE ANNEXATION CONTRACTS AND TO AUTHORIZE ROCKINGHAM COUNTY TO PARTICIPATE IN THE REDEVELOPMENT OF CERTAIN ABANDONED PROPERTY, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barnes, Beall, Berry, Bowen, Bowman, Brawley, D. Brown, Burton, Church, Cole, Crawford, Culp, Cunningham, Daughtry, Decker, Dockham, Easterling, Edwards, Esposito, Flaherty, Fussell, Gardner, Gist, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Judy Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McCombs, McCrary, McLaughlin, Mercer, Michaux, B. Miller, Mitchell, Moore, Nye, Oldham, C. Preston, Ramsey, Richardson, Robinson, Rogers, Russell, Smith, Stamey, Sutton, Tallent, G. Thompson, Wainwright, Wilkins, Wilmoth, and Wright - 76.

Voting in the negative: None.

Excused absences: Representatives Barbee, Barnhill, Culpepper, Cummings, Diamont, Dickson, Gamble, Green, Howard, James, Kennedy, Kinney, Lutz, Nichols, J. Preston, Sexton, Warner, Weatherly, and C. Wilson - 19.

House Committee Substitute for **S.B. 942**, A BILL TO BE ENTITLED AN ACT TO CREATE THE MOORE COUNTY AIRPORT AUTHORITY FOR THE OPERATION AND MAINTENANCE OF AIRPORT FACILITIES IN THE COUNTY OF MOORE FOR THE CITIZENS OF MOORE COUNTY AND VICINITY AND CONCERNING THE POWERS OF THE LAURINBURG-MAXTON AIRPORT AUTHORITY, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barnes, Beall, Berry, Bowen, Bowman, Brawley, D. Brown, Burton, Church, Cole, Crawford, Culp, Cunningham, Daughtry, Decker, Dockham, Easterling, Edwards, Esposito, Flaherty, Fussell, Gardner, Gist, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Judy Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McCombs, McCrary, McLaughlin, Mercer, Michaux, B. Miller, Mitchell, Moore, Nye, Oldham, C. Preston, Ramsey, Richardson, Robinson, Rogers, Russell, Smith, Stamey, Sutton, Tallent, G. Thompson, Wainwright, Wilkins, Wilmoth, and Wright - 76.

Voting in the negative: None.

Excused absences: Representatives Barbee, Barnhill, Culpepper, Cummings, Diamont, Dickson, Gamble, Green, Howard, James, Kennedy, Kinney, Lutz, Nichols, J. Preston, Sexton, Warner, Weatherly, and C. Wilson - 19.

S.B. 981, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF ALBEMARLE WITH RESPECT TO THE DISTRIBUTION OF THE NET PROCEEDS FROM THE OPERATION OF ALCOHOLIC BEVERAGE CONTROL STORES, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barnes, Beall, Berry, Bowen, Bowman, Brawley, D. Brown, Burton, Church, Cole, Crawford, Culp, Cunningham, Daughtry, Decker, Dockham, Easterling, Edwards, Esposito, Flaherty, Fussell, Gardner, Gist, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Judy Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McCombs, McCrary, McLaughlin, Mercer, Michaux, B. Miller, Mitchell, Moore, Nye, Oldham, C. Preston, Ramsey, Richardson, Robinson, Rogers, Russell, Smith, Stamey, Sutton, Tallent, G. Thompson, Wainwright, Wilkins, Wilmoth, and Wright - 76.

Voting in the negative: None.

Excused absences: Representatives Barbee, Barnhill, Culpepper, Cummings, Diamont, Dickson, Gamble, Green, Howard, James, Kennedy, Kinney, Lutz, Nichols, J. Preston, Sexton, Warner, Weatherly, and C. Wilson - 19.

House Committee Substitute for **S.B. 923**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CUMBERLAND COUNTY TO LEVY A PREPARED FOOD AND BEVERAGE TAX TO PROVIDE A MEANS FOR FINANCING ALL OR PART OF AN ARENA IN CUMBERLAND COUNTY, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Barnes, Beall, Bowman, D. Brown, Brubaker, Burton, Church, Cole, Crawford, Culp, Cunningham, Daughtry, Dockham, Easterling, Edwards, Flaherty, Fussell, Gardner, Gist, Gottovi, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holt, Jack Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, B. Miller, G. Miller, Mitchell, Moore, Nesbitt, Nye, Oldham, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Stamey, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Wilkins, Wilmoth, and Wright - 73.

Voting in the negative: Representatives Balmer, Berry, Bowie, Brawley, Decker, and Grady - 6.

Excused absences: Representatives Barbee, Barnhill, Culpepper, Cummings, Diamont, Dickson, Gamble, Green, Howard, James, Kennedy, Kinney, Lutz, Nichols, J. Preston, Sexton, Warner, Weatherly, and C. Wilson - 19.

House Committee Substitute for **S.B. 808**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF

HILLSBOROUGH TO IMPOSE A PREPARED FOOD AND BEVERAGE TAX, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Beall, Bowman, D. Brown, Brubaker, Burton, Church, Crawford, Culp, Cunningham, Daughtry, Dockham, Easterling, Esposito, Fitch, Flaherty, Fussell, Gardner, Gist, Gottovi, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McCombs, McCrary, McLawhorn, Michaux, B. Miller, G. Miller, Mitchell, Moore, Nesbitt, Nye, Oldham, C. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Stamey, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Wilmoth, and Wright - 74.

Voting in the negative: Representatives Berry, Bowie, Brawley, Decker, Grady, and Wood - 6.

Excused absences: Representatives Barbee, Barnhill, Culpepper, Cummings, Diamont, Dickson, Gamble, Green, Howard, James, Kennedy, Kinney, Lutz, Nichols, J. Preston, Sexton, Warner, Weatherly, and C. Wilson - 19.

House Committee Substitute for **S.B. 710**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE NASH COUNTY ROOM OCCUPANCY TAX, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Beall, Bowman, D. Brown, Brubaker, Burton, Church, Crawford, Culp, Cunningham, Daughtry, Dockham, Easterling, Esposito, Fitch, Flaherty, Fussell, Gardner, Gist, Gottovi, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McCombs, McCrary, McLawhorn, Michaux, B. Miller, G. Miller, Mitchell, Moore, Nesbitt, Nye, Oldham, C. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Stamey, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Wilmoth, and Wright - 74.

Voting in the negative: Representatives Berry, Bowie, Brawley, Decker, Grady, and Wood - 6.

Excused absences: Representatives Barbee, Barnhill, Culpepper, Cummings, Diamont, Dickson, Gamble, Green, Howard, James, Kennedy, Kinney, Lutz, Nichols, J. Preston, Sexton, Warner, Weatherly, and C. Wilson - 19.

Committee Substitute No. 2 for **H.B. 664**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF SEVEN HUNDRED FORTY-SIX MILLION TWO HUNDRED THOUSAND DOLLARS IN GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS FOR (1) CAPITAL

IMPROVEMENTS FOR THE UNIVERSITY OF NORTH CAROLINA, (2) GRANTS TO COMMUNITY COLLEGES FOR CAPITAL IMPROVEMENTS, AND (3) LOANS, REVOLVING LOANS, AND GRANTS TO LOCAL GOVERNMENT UNITS FOR WATER SUPPLY SYSTEMS, WASTEWATER COLLECTION SYSTEMS, WASTEWATER TREATMENT WORKS, AND WATER CONSERVATION PROJECTS, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Beall, Berry, Bowie, Bowman, Brawley, D. Brown, Brubaker, Burton, Church, Crawford, Culp, Cunningham, Daughtry, Dockham, Easterling, Ellis, Esposito, Fitch, Flaherty, Fussell, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Lee, Luebke, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Mitchell, Moore, Nesbitt, Nye, Oldham, C. Preston, Ramsey, Richardson, Robinson, Rogers, Russell, Smith, Stamey, Stewart, Tallent, G. Thompson, Wainwright, Wilkins, Wilmoth, Wood, and Wright - 79.

Voting in the negative: Representative Decker.

Excused absences: Representatives Barbee, Barnhill, Culpepper, Cummings, Diamont, Dickson, Gamble, Green, Howard, James, Kennedy, Kinney, Lutz, Nichols, J. Preston, Sexton, Warner, Weatherly, and C. Wilson - 19.

House Committee Substitute for **S.B. 14**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF SEVEN HUNDRED FORTY-SIX MILLION TWO HUNDRED THOUSAND DOLLARS IN GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS FOR (1) CAPITAL IMPROVEMENTS FOR THE UNIVERSITY OF NORTH CAROLINA, (2) GRANTS TO COMMUNITY COLLEGES FOR CAPITAL IMPROVEMENTS, AND (3) LOANS, REVOLVING LOANS, AND GRANTS TO LOCAL GOVERNMENT UNITS FOR WATER SUPPLY SYSTEMS, WASTEWATER COLLECTION SYSTEMS, WASTEWATER TREATMENT WORKS, AND WATER CONSERVATION PROJECTS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Beall, Berry, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Culp, Cunningham, Daughtry, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nesbitt, Nye, Oldham, C. Preston, Ramsey, Redwine,

Richardson, Robinson, Rogers, Smith, Stamey, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Wilkins, Wilmoth, Wood, and Wright - 89.

Voting in the negative: Representative Decker.

Excused absences: Representatives Barbee, Barnhill, Culpepper, Cummings, Diamont, Dickson, Gamble, Green, Howard, James, Kennedy, Kinney, Lutz, Nichols, J. Preston, Sexton, Warner, Weatherly, and C. Wilson - 19.

Committee Substitute No. 2 for **H.B. 277**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STRUCTURED SENTENCING IN NORTH CAROLINA CONSISTENT WITH THE STANDARD OPERATING CAPACITY OF THE DEPARTMENT OF CORRECTION AND LOCAL CONFINEMENT FACILITIES AND TO REDEFINE STATE AND COUNTY RESPONSIBILITIES FOR THE CONFINEMENT OF MISDEMEANANTS.

Representative Nesbitt calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading, by electronic vote (91-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 278**, A BILL TO BE ENTITLED AN ACT TO CLASSIFY MISDEMEANORS AND TO RECLASSIFY SOME FELONIES AS RECOMMENDED BY THE NORTH CAROLINA SENTENCING AND POLICY ADVISORY COMMISSION.

Committee Amendment No. 1 fails of adoption by electronic vote (2-78).

The bill passes its second reading, by electronic vote (79-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute No. 2 for **H.B. 281**, A BILL TO BE ENTITLED AN ACT TO CREATE A STATE-COUNTY CRIMINAL JUSTICE PARTNERSHIP IN NORTH CAROLINA, passes its second reading, by electronic vote (83-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute No. 2 for **H.B. 1035**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SENTENCING AND POLICY ADVISORY COMMISSION TO STUDY RESTITUTION POLICY AS PART OF NORTH CAROLINA'S CRIMINAL JUSTICE SYSTEM AND TO EXPAND THE COMMISSION, passes its second reading, by electronic vote (87-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Redwine and without objection, Senate Committee Substitute for **H.B. 1089**, A BILL TO BE ENTITLED AN ACT RELATING TO THE DEFINITION OF PYROTECHNICS UNDER CHAPTER 14 OF THE NORTH CAROLINA GENERAL STATUTES, is withdrawn from the Calendar and re-referred to the Committee on Judiciary II.

RECONSIDERATION OF VOTE

The Speaker strikes the order to send **H.B. 874**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MOTOR VEHICLES TAX THAT MAY BE LEVIED BY THE CITY OF DURHAM, to the Senate by Special Message.

On motion of Representative G. Miller, the vote by which the bill passed its third reading is reconsidered by electronic vote (88-1).

Representative Berry requests and is granted permission to change her vote from "no" to "aye". The adjusted vote is (89-0).

Representative G. Miller offers Amendment No. 1 which is adopted by the following vote. The amendment, which changes the title, is ruled material, thus constituting the first reading.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Barnes, Beall, Black, Bowie, Braswell, Brawley, D. Brown, Brubaker, Burton, Church, Colton, Crawford, Culp, Daughtry, Dockham, Easterling, Esposito, Fitch, Flaherty, Fussell, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Jack Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nesbitt, Oldham, C. Preston, Redwine, Richardson, Robinson, Rogers, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, Wilkins, Wilmoth, C. Wilson, and Wright - 81.

Voting in the negative: Representatives Balmer, Berry, Creech, Decker, and Ellis - 5.

Excused absences: Representatives Barbee, Barnhill, Bowen, Culpepper, Cummings, Diamont, Dickson, Gamble, Green, Howard, James, Kinney, Lutz, Nichols, Nye, J. Preston, Russell, Sexton, Warner, and Weatherly - 20.

The bill, as amended, remains on the Calendar.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative R. Hunter and without objection, Senate Committee Substitute for **H.B. 1172**, A BILL TO BE

ENTITLED AN ACT TO EXTEND THE QUALIFIED TORT LIABILITY PROTECTION FOR HEALTH CARE PERSONNEL TO INCLUDE MEDICAL SERVICES RENDERED BY HEALTH CARE PERSONNEL WITHOUT COMPENSATION AT THEIR PLACE OF EMPLOYMENT TO A PATIENT, is withdrawn from the Calendar and re-referred to the Committee on Judiciary II.

On motion of Representative Jack Hunt and without objection, House Committee Substitute for **S.B. 1124**, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT OF THE SENATE, is withdrawn from the Calendar of July 18 and placed on today's Calendar.

CALENDAR (continued)

Committee Substitute for **H.B. 80**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE TIME ALLOWED THE DEPARTMENT OF REVENUE TO MAKE ASSESSMENTS OF TAXES FOLLOWING A FEDERAL DETERMINATION, TO REINSTATE AN INADVERTENTLY DELETED PROVISION RELATING TO ASSESSMENTS FOR EMPLOYER WITHHOLDING BASED ON FEDERAL DETERMINATIONS, AND TO CLARIFY THE ASSESSMENT STATUTES, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Beall, Berry, Bowie, Bowman, Braswell, Brawley, D. Brown, Brubaker, Burton, Church, Crawford, Creech, Culp, Cunningham, Daughtry, Decker, Dockham, Easterling, Ellis, Esposito, Fitch, Flaherty, Fussell, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Jack Hunt, H. Hunter, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nesbitt, Oldham, C. Preston, Ramsey, Richardson, Robinson, Smith, Stamey, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 85.

Voting in the negative: None.

Excused absences: Representatives Barbee, Barnhill, Bowen, Colton, Culpepper, Cummings, Diamont, Dickson, Gamble, Green, Howard, James, Kinney, Lutz, Nichols, Nye, J. Preston, Russell, Sexton, Warner, and Weatherly - 21.

RE-REFERRALS

On motion of Representative Jack Hunt, pursuant to Rule 39.2, **S.B. 648**, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 86A REGULATING BARBERS, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on State Government.

On motion of Representative Jack Hunt, pursuant to Rule 39.2, **S.B. 716**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE

CORPORATE INCOME TAX CREDIT FOR CONSTRUCTION OF A COGENERATING POWER PLANT BY (1) PROVIDING THAT A PARTNERSHIP MAY QUALIFY FOR THE PARTNERSHIP, (2) CLARIFYING THAT A PARTNERSHIP MAY PASS AN INCOME TAX CREDIT THROUGH TO ITS PARTNERS, (3) EXPANDING THE CREDIT TO INCLUDE NATURAL GAS COGENERATING POWER PLANTS, (4) PROVIDING AN ALTERNATIVE METHOD TO CALCULATE THE CREDIT, (5) LIMITING THE AMOUNT OF CREDIT THAT MAY BE ALLOWED EACH YEAR, AND (6) RESTRICTING THE CREDIT TO NATURAL GAS COGENERATING POWER PLANTS EFFECTIVE BEGINNING IN 1998, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Public Utilities.

CALENDAR (continued)

House Committee Substitute for **S.B. 1025**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PAYMENT OF THE CIGARETTE TAX BY REPORTING RATHER THAN BY TAX STAMPS.

On motion of Representative Luebke and without objection, consideration of the bill is postponed until July 19 by electronic vote (57-22).

House Committee Substitute No. 2 for **S.B. 100**, A BILL TO BE ENTITLED AN ACT TO VEST AUTHORITY IN THE SECRETARY OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO GRANT SHELLFISH CULTIVATION LEASES, TO MAKE CHANGES TO CHAPTER 113 OF THE NORTH CAROLINA GENERAL STATUTES, AND TO PREVENT MARINE LITTER.

Representative Gottovi offers Amendment No. 1 which is adopted by electronic vote (73-2).

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate for concurrence in House Committee Substitute No. 2 by Special Message.

Those voting in the affirmative: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Beall, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Cunningham, Easterling, Ellis, Esposito, Fitch, Flaherty, Fussell, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Jack Hunt, R. Hunter, Jarrell, Jeffus, Jenkins, Justus, Kennedy, Kuczmarski, Luebke, Mavretic, McCrary, McLaughlin, McLawhorn, Mercer, B. Miller, G. Miller, Mitchell, Moore, Oldham, C. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Smith, Stewart, Sutton, Tallent, G. Thompson, Wilkins, Wilmoth, C. Wilson, and Wright - 74.

Voting in the negative: Representatives Edwards, McCombs, and Wood - 3.

Excused absences: Representatives Barbee, Barnhill, Bowen, Culpepper, Cummings, Diamont, Dickson, Gamble, Green, Howard, James, Kinney, Lutz, Nichols, Nye, J. Preston, Russell, Sexton, Warner, and Weatherly - 20.

House Committee Substitute for **S.B. 60**, A BILL TO BE ENTITLED AN ACT TO IMPOSE AN ADVANCE DISPOSAL TAX ON NEW WHITE GOODS, TO REQUIRE EACH COUNTY TO PROVIDE FOR THE MANAGEMENT OF DISCARDED WHITE GOODS, AND TO PROVIDE FOR THE REMOVAL OF CHLOROFLUOROCARBON REFRIGERANTS FROM WHITE GOODS, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Barnes, Beall, Black, Bowie, Braswell, Brawley, D. Brown, Brubaker, Burton, Church, Cole, Colton, Culp, Cunningham, Easterling, Edwards, Esposito, Fitch, Flaherty, Fussell, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Jack Hunt, R. Hunter, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lemmond, Luebke, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, B. Miller, G. Miller, Mitchell, Moore, Morgan, Oldham, C. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Smith, Stewart, Sutton, Tallent, G. Thompson, Wilkins, and Wilmoth - 71.

Voting in the negative: Representatives Balmer, Berry, Creech, Decker, Mercer, and Wood - 6.

Excused absences: Representatives Barbee, Barnhill, Bowen, Culpepper, Cummings, Diamont, Dickson, Gamble, Green, Howard, James, Kinney, Lutz, Nichols, Nye, J. Preston, Russell, Sexton, Warner, and Weatherly - 20.

House Committee Substitute for **S.B. 161**, A BILL TO BE ENTITLED AN ACT TO ALLOW ALL TRAILERS TO OBTAIN MULTIYEAR LICENSE PLATES, TO INCREASE THE TYPES OF SPECIAL LICENSE PLATES, TO SPECIFY HOW FEES FROM THE NEW SPECIAL LICENSE PLATES ARE TO BE USED, TO MODIFY THE APPEARANCE OF THE SPECIAL LICENSE PLATE ISSUED TO MEMBERS OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES, AND TO MAKE TECHNICAL AND ADMINISTRATIVE CHANGES TO THE LAWS CONCERNING SPECIAL LICENSE PLATES.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate for concurrence in House committee substitute by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Beall, Berry, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Cunningham, Daughtry, Decker, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Jack Hunt, R. Hunter, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lemmond, Luebke, Mavretic, McCombs, McCrary, McLawhorn, Mercer, B. Miller, G. Miller, Mitchell, Morgan, Oldham, C. Preston, Ramsey, Redwine,

Richardson, Robinson, Rogers, Smith, Stewart, Sutton, Tallent, G. Thompson, Wilkins, Wilmoth, C. Wilson, and Wood - 80.

Voting in the negative: Representatives Lee and Moore - 2.

Excused absences: Representatives Barbee, Barnhill, Bowen, Culpepper, Cummings, Diamont, Dickson, Gamble, Green, Howard, James, Kinney, Lutz, Nichols, Nye, J. Preston, Russell, Sexton, Warner, and Weatherly - 20.

House Committee Substitute for **S.B. 549**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DEPARTMENT OF JUSTICE MAY PROVIDE CRIMINAL RECORD CHECKS TO HOSPITALS, NURSING HOMES, AND AREA MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE AUTHORITIES AND THEIR CONTRACT AGENCIES, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Beall, Berry, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Cunningham, Daughtry, Decker, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hall, Hayes, Hensley, Hightower, Hill, Jack Hunt, R. Hunter, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, B. Miller, G. Miller, Mitchell, Moore, Morgan, Oldham, C. Preston, Redwine, Robinson, Rogers, Smith, Stamey, Stewart, Sutton, Tallent, G. Thompson, Wilkins, Wilmoth, C. Wilson, and Wood - 80.

Voting in the negative: None.

Excused absences: Representatives Barbee, Barnhill, Bowen, Culpepper, Cummings, Diamont, Dickson, Gamble, Green, Howard, James, Kinney, Lutz, Nichols, Nye, J. Preston, Russell, Sexton, Warner, and Weatherly - 20.

Committee Substitute for **S.B. 621**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE FEES FOR REGISTRANTS UNDER THE CONTROLLED SUBSTANCES ACT, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Beall, Berry, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cunningham, Daughtry, Decker, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hayes, Hensley, Hightower, Hill, Jack Hunt, R. Hunter, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Oldham, C. Preston, Ramsey, Redwine, Robinson, Rogers, Smith, Stamey,

Stewart, Sutton, Tallent, G. Thompson, Wilkins, Wilmoth, C. Wilson, and Wood – 83.

Voting in the negative: None.

Excused absences: Representatives Barbee, Barnhill, Bowen, Culpepper, Cummings, Diamont, Dickson, Gamble, Green, Howard, James, Kinney, Lutz, Nichols, Nye, J. Preston, Russell, Sexton, Warner, and Weatherly – 20.

S.B. 1248, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CHARGES FOR INSPECTION OF MOTOR VEHICLES, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Barnes, Berry, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Cunningham, Daughtry, Decker, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Judy Hunt, R. Hunter, Jarrell, Jeffus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Oldham, C. Preston, Redwine, Robinson, Smith, Stamey, Stewart, Tallent, G. Thompson, Wilmoth, and C. Wilson – 71.

Voting in the negative: Representatives Alphin, Balmer, Beall, Brubaker, Hightower, Jack Hunt, Jenkins, Joye, Justus, Ramsey, Rogers, Sutton, Wilkins, and Wood – 14.

Excused absences: Representatives Barbee, Barnhill, Bowen, Culpepper, Cummings, Diamont, Dickson, Gamble, Green, Howard, James, Kinney, Lutz, Nichols, Nye, J. Preston, Russell, Sexton, Warner, and Weatherly – 20.

S.B. 1121, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS AND TO REMOVE OBSOLETE SECTIONS OF THE SOIL CONSERVATION DISTRICT LAW, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barnes, Beall, Berry, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, Brubaker, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Cunningham, Daughtry, Decker, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Jack Hunt, Judy Hunt, R. Hunter, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Oldham, C. Preston, Ramsey, Redwine, Robinson, Rogers, Smith, Stamey, Stewart, Sutton, Tallent, G. Thompson, Wilkins, Wilmoth, C. Wilson, and Wood – 86.

Voting in the negative: None.

Excused absences: Representatives Barbee, Barnhill, Bowen, Culpepper, Cummings, Diamont, Dickson, Gamble, Green, Howard, James, Kinney, Lutz, Nichols, Nye, J. Preston, Russell, Sexton, Warner, and Weatherly – 20.

The House recesses at 10:45 a.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

CALENDAR (continued)

House Committee Substitute for **S.B. 1124**, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT OF THE SENATE, passes its second reading, by electronic vote (81–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

RE-REFERRAL

On motion of Representative Nesbitt, the rules are suspended and **S.B. 842**, A BILL TO BE ENTITLED AN ACT FOR THE APPOINTMENT OF TEMPORARY MANAGERS FOR LONG-TERM CARE FACILITIES AND DOMICILIARY HOMES, is withdrawn from the Committee on Appropriations and placed on today's Calendar.

CALENDAR (continued)

House Committee Substitute for **S.B. 1066**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR VOTER PREREGISTRATION OF SIXTEEN- AND SEVENTEEN-YEAR OLDS BY DRIVERS LICENSE EXAMINERS.

On motion of Representative Michaux, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary I.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

Committee Substitute for **S.B. 733**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NORTH CAROLINA PARK AUTHORITY, TO ESTABLISH A PARK FUND OF NORTH CAROLINA FOR PARK AND RECREATION PURPOSES, AND TO FUND THE PARK FUND OF NORTH CAROLINA PRIMARILY FROM THE DEED STAMP TAX, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.

On motion of Representative G. Miller, pursuant to Rule 38(a), the House committee substitute bill is re-referred to the Committee on Appropriations. The Senate committee substitute bill is placed on the Unfavorable Calendar.

CALENDAR (continued)

House Committee Substitute for **S.B. 602**, A BILL TO BE ENTITLED AN ACT TO PROVIDE GROUP HEALTH INSURANCE TO BUSINESSES COMPRISING MORE THAN TWENTY-FIVE EMPLOYEES AND TO MAKE IMPROVEMENTS IN THE NORTH CAROLINA SMALL EMPLOYER GROUP HEALTH COVERAGE REFORM ACT.

Representative B. Miller offers Amendment No. 1 which is adopted.

Representative Morgan offers Amendment No. 2 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (83-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in House committee substitute by Special Message.

House Committee Substitute for **S.B. 603**, A BILL TO BE ENTITLED AN ACT TO MAKE SUBSTANTIVE CHANGE IN VARIOUS INSURANCE AND INSURANCE-RELATED LAWS, passes its second reading, by electronic vote (82-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

S.B. 219, A BILL TO BE ENTITLED AN ACT TO DELETE THE REQUIREMENT THAT THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA REPORT TO THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS ON VENDING OPERATIONS.

On motion of Representative Hackney, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (84-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment by Special Message.

House Committee Substitute for **S.B. 393**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE FOR A UNIVERSITY OF NORTH CAROLINA PROGRAMMATIC REVIEW AND A PLAN FOR THE CONTINUED AND EXPANDED AVAILABILITY OF HIGHER EDUCATION FOR ALL CITIZENS, passes its second reading, by electronic vote (83-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

House Committee Substitute No. 2 for **S.B. 787**, A BILL TO BE ENTITLED AN ACT TO IMPOSE A PENALTY FOR FAILURE TO COMPLY WITH ESC TAX REPORTING REQUIREMENTS, passes its second reading, by electronic vote (75–5), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House Committee Substitute No. 2 by Special Message.

Committee Substitute for **S.B. 652**, A BILL TO BE ENTITLED AN ACT TO PLACE THE CIVIL AIR PATROL UNDER THE STATE TORT CLAIMS ACT FOR STATE-APPROVED MISSIONS AND TO ALLOW CADETS OF THE CIVIL AIR PATROL TO BE ELIGIBLE FOR WORKERS' COMPENSATION WHILE ON STATE-APPROVED MISSIONS, passes its second reading, by electronic vote (80–1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

CONFEREES APPOINTED

The Speaker announces the following conferees on Senate Committee Substitute for **H.B. 799**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CITIES AND COUNTIES FROM CERTAIN ZONING NOTICE REQUIREMENTS AND TO REPEAL VARIOUS LOCAL ACTS: Representatives Flaherty, Alexander, Richardson, Esposito, and McCrary.

The Senate is so notified by Special Message.

CALENDAR (continued)

S.B. 842, A BILL TO BE ENTITLED AN ACT FOR THE APPOINTMENT OF TEMPORARY MANAGERS FOR LONG-TERM CARE FACILITIES AND DOMICILIARY HOMES, passes its second reading, by electronic vote (83–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

House Committee Substitute No. 2 for **S.B. 544**, A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS STATUTES PERTAINING TO EARLY INTERVENTION SERVICES FROM BIRTH TO FIVE YEARS OF AGE, passes its second reading, by electronic vote (78–1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House Committee Substitute No. 2 by Special Message.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

Committee Substitute for **S.B. 26**, A BILL TO BE ENTITLED AN ACT TO MAKE APPROPRIATIONS TO PROVIDE CAPITAL

IMPROVEMENTS FOR STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, is read the first time and referred to the Committee on Appropriations.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

House Committee Substitute for **S.B. 924**, A BILL TO BE ENTITLED AN ACT TO RAISE THE FEES CHARGED BY REGISTERS OF DEEDS FOR THE RECORDING OF INSTRUMENTS AND FOR THE PROBATE OF INSTRUMENTS, TO PROVIDE THAT REGISTERS OF DEEDS SHALL NOT CHARGE A FEE FOR RECORDING THE SATISFACTION OF MORTGAGES AND DEEDS OF TRUST, AND TO REMOVE THE REQUIREMENT THAT SUBSTITUTIONS OF TRUSTEES BE RECORDED AS SEPARATE INSTRUMENTS, with a favorable report.

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate:

H.B. 499, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEES FOR ENROLLING IN AN ACCREDITED DRUG EDUCATION SCHOOL, is returned for concurrence in Senate amendment and placed on the Calendar for July 18.

Senate Committee Substitute for **H.B. 1061**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LEAKING PETROLEUM UNDERGROUND STORAGE TANK CLEANUP ACT OF 1988 AND TO CLARIFY THE PURPOSES OF THE OIL OR OTHER HAZARDOUS SUBSTANCES POLLUTION PROTECTION FUND, is returned for concurrence in Senate committee substitute and placed on the Calendar for July 18.

H.B. 1157, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE LAW RELATING TO THE NORTH CAROLINA COURTS COMMISSION, is returned for concurrence in Senate amendment and placed on the Calendar for July 18.

Committee Substitute for **S.B. 937**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH CIVIL LIABILITY FOR LARCENY, SHOPLIFTING, EMBEZZLEMENT, AND OBTAINING PROPERTY BY FALSE PRETENSES, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Senate Committee Substitute No. 2 for **H.B. 1008**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CLASS I FELONY TO POSSESS OR CARRY A FIREARM ON SCHOOL PROPERTY OR TO AID A MINOR TO POSSESS OR CARRY A WEAPON ON SCHOOL PROPERTY, TO REQUIRE THE REPORTING OF WEAPONS ON SCHOOL PROPERTY, TO REQUIRE SAFE STORAGE OF

FIREARMS TO PROTECT MINORS, AND TO REQUIRE A WARNING ABOUT SAFE STORAGE UPON SALE OR TRANSFER OF A FIREARM, is returned for concurrence in Senate Committee Substitute No. 2, which changes the title, and referred to the Committee on Judiciary III.

On motion of Representative Jack Hunt, seconded by Representative Brubaker, the House adjourns at 12:50 p.m. to reconvene July 18 at 6:00 p.m.

ONE HUNDRED FOURTH DAY

HOUSE OF REPRESENTATIVES
Sunday, July 18, 1993

The House meets at 6:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

The Speaker leads the members in the Pledge of Allegiance.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 17 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Baddour, Barbee, Barnhill, Crawford, Culpepper, Cunningham, Diamont, Dickson, Flaherty, Green, Hightower, Howard, R. Hunter, Lee, Lutz, Mercer, Sexton, and Warner for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 604, AN ACT TO AUTHORIZE COUNTIES THAT HAVE PROTECTED MOUNTAIN RIDGES TO ESTABLISH COUNTY SERVICE DISTRICTS TO PROVIDE FOR CERTAIN ROAD NEEDS OF THE DISTRICT. (CHAPTER 378)

S.B. 981, AN ACT TO AMEND THE CHARTER OF THE CITY OF ALBEMARLE WITH RESPECT TO THE DISTRIBUTION OF THE NET PROCEEDS FROM THE OPERATION OF ALCOHOLIC BEVERAGE CONTROL STORES. (CHAPTER 379)

H.B. 46, AN ACT TO PROVIDE FOR POSTPONEMENT OF CERTAIN ASSESSMENTS IN WINSTON-SALEM AND FORSYTH COUNTY. (CHAPTER 380)

H.B. 844, AN ACT TO PROVIDE THAT ALAMANCE COUNTY AND THE CITIES LOCATED IN THAT COUNTY MAY REQUIRE ISSUANCE OF A BUILDING PERMIT FOR THE REPLACEMENT AND DISPOSAL OF ROOFING. (CHAPTER 381)

S.B. 63, AN ACT TO REPEAL THE TWO PERCENT RESTRICTION ON THE USE OF PROCEEDS OF THE REGIONAL TRANSPORTATION AUTHORITY REGISTRATION TAX FOR ADMINISTRATIVE PURPOSES AND TO REQUIRE THE AUTHORITY TO SUBMIT ANNUAL REPORTS TO THE GENERAL ASSEMBLY. (CHAPTER 382)

S.B. 204, AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO MAKE THE CERTIFICATE OF NEED PROGRAM SELF-FUNDED BY INCREASING THE MINIMUM AND MAXIMUM CON APPLICATION FEES. (CHAPTER 383)

S.B. 621, AN ACT TO AUTHORIZE FEES FOR REGISTRANTS UNDER THE CONTROLLED SUBSTANCES ACT. (CHAPTER 384)

S.B. 1248, AN ACT TO INCREASE THE CHARGES FOR INSPECTION OF MOTOR VEHICLES. (CHAPTER 385)

H.B. 552, AN ACT TO CLARIFY THE MEDICAID LAW REGARDING THE FINANCIAL RESPONSIBILITY OF PARENTS FOR CHILDREN UNDER TWENTY-ONE IN MEDICAL INSTITUTIONS. (CHAPTER 386)

H.B. 883, AN ACT TO EXEMPT MECKLENBURG COUNTY FROM PROVISIONS OF THE NORTH CAROLINA BUILDING CODE THAT REQUIRE BUILDING INSPECTION DEPARTMENTS TO REVIEW RESIDENTIAL PLANS. (CHAPTER 387)

S.B. 84, AN ACT TO ESTABLISH A COMPREHENSIVE COMPENSATION SYSTEM FOR STATE EMPLOYEES SUBJECT TO CHAPTER 126 OF THE GENERAL STATUTES AND TO DIRECT THE DISTRIBUTION OF APPROPRIATIONS FOR IMPLEMENTATION OF THIS COMPREHENSIVE COMPENSATION SYSTEM. (CHAPTER 388)

S.B. 652, AN ACT TO PLACE THE CIVIL AIR PATROL UNDER THE STATE TORT CLAIMS ACT FOR STATE-APPROVED MISSIONS AND TO ALLOW CADETS OF THE CIVIL AIR PATROL TO BE ELIGIBLE FOR WORKERS' COMPENSATION WHILE ON STATE-APPROVED MISSIONS. (CHAPTER 389)

S.B. 842, AN ACT FOR THE APPOINTMENT OF TEMPORARY MANAGERS FOR LONG-TERM CARE FACILITIES AND DOMICILIARY HOMES. (CHAPTER 390)

CALENDAR

Action is taken on the following:

House Committee Substitute for **S.B. 808**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF HILLSBOROUGH TO IMPOSE A PREPARED FOOD AND BEVERAGE TAX, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Balmer, Barnes, Bell, Bowie, Bowman, D. Brown, Burton, Culp, Cummings, Daughtry, Dockham, Easterling, Esposito, Fitch, Fussell, Gamble, Gardner, Gottovi, Griffin, Hackney, Hayes, Hensley, Hill, Jack Hunt, Judy Hunt, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Lemmond, Luebke, Mavretic, McCombs, McCrary, McLawhorn, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, J. Preston, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, Weatherly, Wilkins, Wilmoth, and Wright - 68.

Voting in the negative: Representatives Arnold, Berry, Brawley, Brubaker, Creech, Ellis, and Wood - 7.

Excused absences: Representatives Baddour, Barbee, Barnhill, Crawford, Culpepper, Cunningham, Diamont, Dickson, Flaherty, Green, Hightower, Howard, R. Hunter, Lee, Lutz, Mercer, Sexton, and Warner - 18.

House Committee Substitute for **S.B. 710**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE NASH COUNTY ROOM OCCUPANCY TAX, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barnes, Beall, Berry, Bowen, Bowie, Bowman, Brawley, D. Brown, Brubaker, Burton, Creech, Culp, Cummings, Daughtry, Dockham, Easterling, Edwards, Ellis, Fitch, Fussell, Gamble, Gardner, Gottovi, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holt, Jack Hunt, Judy Hunt, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Lemmond, Luebke, Mavretic, McCombs, McCrary, McLawhorn, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, J. Preston, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, Weatherly, Wilkins, Wilmoth, and Wright - 77.

Voting in the negative: None.

Excused absences: Representatives Baddour, Barbee, Barnhill, Crawford, Culpepper, Cunningham, Diamont, Dickson, Flaherty, Green, Hightower, Howard, R. Hunter, Lee, Lutz, Mercer, Sexton, and Warner - 18.

H.B. 874, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MOTOR VEHICLES TAX THAT MAY BE LEVIED BY THE CITY OF DURHAM.

The bill, as amended, passes its second reading, by the following vote, is ordered engrossed, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Barnes, Beall, Bowen, Bowie, Bowman, Brawley, D. Brown, Brubaker, Burton, Culp, Cummings, Daughtry, Dockham, Easterling, Esposito, Fitch, Fussell, Gamble, Gardner, Gottovi, Griffin,

Hackney, Hall, Hensley, Hill, Holt, Jack Hunt, Judy Hunt, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Lemmond, Luebke, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nesbitt, Nye, Oldham, J. Preston, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, Weatherly, Wilkins, Wilmoth, and Wright - 71.

Voting in the negative: Representatives Balmer, Berry, Creech, Ellis, Hayes, and Nichols - 6.

Excused absences: Representatives Baddour, Barbee, Barnhill, Crawford, Culpepper, Cunningham, Diamont, Dickson, Flaherty, Green, Hightower, Howard, R. Hunter, Lee, Lutz, Mercer, Sexton, and Warner - 18.

S.B. 1121, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS AND TO REMOVE OBSOLETE SECTIONS OF THE SOIL CONSERVATION DISTRICT LAW, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barnes, Beall, Berry, Bowen, Bowie, Bowman, Brawley, D. Brown, Brubaker, Burton, Creech, Culp, Cummings, Daughtry, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gamble, Gardner, Gottovi, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holt, Jack Hunt, Judy Hunt, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Luebke, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, J. Preston, Redwine, Richardson, Russell, Smith, Spears, Stamey, Stewart, Sutton, G. Thompson, Weatherly, Wilkins, Wilmoth, Wood, and Wright - 78.

Voting in the negative: None.

Excused absences: Representatives Baddour, Barbee, Barnhill, Crawford, Culpepper, Cunningham, Diamont, Dickson, Flaherty, Green, Hightower, Howard, R. Hunter, Lee, Lutz, Mercer, Sexton, and Warner - 18.

House Committee Substitute for **S.B. 14**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF SEVEN HUNDRED FORTY-SIX MILLION TWO HUNDRED THOUSAND DOLLARS IN GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS FOR (1) CAPITAL IMPROVEMENTS FOR THE UNIVERSITY OF NORTH CAROLINA, (2) GRANTS TO COMMUNITY COLLEGES FOR CAPITAL IMPROVEMENTS, AND (3) LOANS, REVOLVING LOANS, AND GRANTS TO LOCAL GOVERNMENT UNITS FOR WATER SUPPLY SYSTEMS, WASTEWATER COLLECTION SYSTEMS, WASTEWATER TREATMENT WORKS, AND WATER CONSERVATION PROJECTS, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barnes, Beall, Berry, Bowen, Bowie, Bowman, Brawley, D. Brown, Brubaker, Burton, Cole, Culp, Cummings, Daughtry, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gardner, Gottovi, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holt, Jack Hunt, Judy Hunt, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Lemmond, Luebke, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, Weatherly, Wilkins, Wilmoth, Wood, and Wright - 80.

Voting in the negative: None.

Excused absences: Representatives Baddour, Barbee, Barnhill, Crawford, Culpepper, Cunningham, Diamont, Dickson, Flaherty, Green, Hightower, Howard, R. Hunter, Lee, Lutz, Mercer, Sexton, and Warner - 18.

House Committee Substitute for **S.B. 924**, A BILL TO BE ENTITLED AN ACT TO RAISE THE FEES CHARGED BY REGISTERS OF DEEDS FOR THE RECORDING OF INSTRUMENTS AND FOR THE PROBATE OF INSTRUMENTS, TO PROVIDE THAT REGISTERS OF DEEDS SHALL NOT CHARGE A FEE FOR RECORDING THE SATISFACTION OF MORTGAGES AND DEEDS OF TRUST, AND TO REMOVE THE REQUIREMENT THAT SUBSTITUTIONS OF TRUSTEES BE RECORDED AS SEPARATE INSTRUMENTS.

On motion of Representative Hackney and without objection, the bill is temporarily displaced.

Committee Substitute for **H.B. 959**, A BILL TO BE ENTITLED AN ACT FOR THE APPOINTMENT OF TEMPORARY MANAGERS FOR LONG-TERM CARE FACILITIES AND DOMICILIARY HOMES.

On motion of Representative B. Miller, consideration of the bill is postponed until July 20.

Committee Substitute No. 2 for **H.B. 284**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE EDUCATIONAL LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO ESTABLISH AN INDEPENDENT STANDARDS BOARD FOR SCHOOL ADMINISTRATION AND TO ALLOW THAT BOARD TO CHARGE EXAMINATION FEES.

On motion of Representative Barnes, the House concurs in Senate Amendment No. 1 by electronic vote (79-0).

On motion of Representative Barnes, the House concurs in Senate Amendment No. 2, by electronic vote (80-0), and the bill is ordered enrolled.

H.B. 292, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING THE CONTINUUM OF EDUCATION IN NORTH CAROLINA.

On motion of Representative Barnes, the House concurs in Senate Amendment No. 1 by electronic vote (79–0).

On motion of Representative Barnes, the House concurs in Senate Amendment No. 2, by electronic vote (83–0), and the bill is ordered enrolled.

H.B. 499, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEES FOR ENROLLING IN AN ACCREDITED DRUG EDUCATION SCHOOL.

On motion of Representative Hensley, the House concurs in the Senate amendment, by electronic vote (85–0), and the bill is ordered enrolled.

Committee Substitute for **H.B. 513**, A BILL TO BE ENTITLED AN ACT TO MANDATE A SINGLE PORTAL OF ENTRY AND EXIT POLICY FOR SERVICES FOR INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES.

On motion of Representative Nye, the House concurs in Senate Amendment No. 1 by electronic vote (87–0).

On motion of Representative Nye, the House concurs in Senate Amendment No. 2, by electronic vote (85–0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 483**, A BILL TO BE ENTITLED AN ACT TO AMEND THE DAM SAFETY LAW OF 1967 TO MAKE IT MORE EFFECTIVE.

Representative DeVane moves that the House concur in the Senate committee substitute bill.

On motion of Representative Hackney and without objection, the bill is temporarily displaced.

H.B. 514, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LAW EXEMPTING THE DIVISION OF YOUTH SERVICES' VOCATIONAL TEACHERS FROM THE EDUCATIONAL REQUIREMENTS OF CRIMINAL JUSTICE CERTIFICATION.

On motion of Representative Nye, the House concurs in the Senate amendment, by electronic vote (82–0), and the bill is ordered enrolled.

Committee Substitute No. 2 for **H.B. 624**, A BILL TO BE ENTITLED AN ACT TO REWRITE CHAPTER 55A OF THE GENERAL STATUTES RELATING TO NONPROFIT CORPORATIONS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

On motion of Representative Kennedy, the House concurs in the Senate amendment, by electronic vote (86–0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 658**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A MEDIATION PROGRAM FOR THE INDUSTRIAL COMMISSION AND TO AUTHORIZE THE CHAIRMAN OF THE INDUSTRIAL COMMISSION TO HIRE OR FIRE PERSONNEL AND TRANSFER PERSONNEL WITHIN THE COMMISSION WITHOUT OBTAINING THE APPROVAL OF AT LEAST ONE OTHER COMMISSIONER.

On motion of Representative Nesbitt, the House concurs in the Senate committee substitute, by electronic vote (88–0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 483**, A BILL TO BE ENTITLED AN ACT TO AMEND THE DAM SAFETY LAW OF 1967 TO MAKE IT MORE EFFECTIVE, which was temporarily displaced with a motion to concur in the Senate committee substitute pending, is before the Body.

The House concurs in the Senate committee substitute, by electronic vote (91–0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 681**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE REQUIREMENTS OF THE 1990 AMENDMENTS TO THE FEDERAL CLEAN AIR ACT, TO REPEAL THE EXPIRATION OF A PORTION OF THE PER GALLON FUEL TAX, TO DEDICATE A PORTION OF THE PROCEEDS OF THE TAX TO THE ADMINISTRATION OF THE AIR QUALITY PROGRAM, TO DEDICATE A PORTION OF THE PROCEEDS OF THE TAX TO THE CLEANUP OF LEAKING PETROLEUM UNDERGROUND STORAGE TANKS, AND TO REPEAL THE EXPIRATION OF THE LEAKING PETROLEUM UNDERGROUND STORAGE TANK CLEANUP ACT OF 1988.

On motion of Representative DeVane, the House concurs in the Senate committee substitute, by electronic vote (91–1), and the bill is ordered enrolled.

Committee Substitute for **H.B. 873**, A BILL TO BE ENTITLED AN ACT TO FULFILL THE INTENT OF THE INSURANCE EQUALITY STATUTE BY CORRECTING OMISSIONS IN THAT STATUTE.

On motion of Representative Michaux, the House concurs in Senate Amendment No. 1 by electronic vote (89–1).

On motion of Representative Michaux, the House does not concur in Senate Amendment No. 2, by electronic vote (70–16), and conferees are requested.

Representative Black requests and is granted permission to change his vote from "no" to "aye". The adjusted vote is (71–15).

RECALL OF BILL FROM SENATE

On motion of Representative Nye, House Committee Substitute for **S.B. 544**, A BILL TO BE ENTITLED AN ACT TO AMEND

VARIOUS STATUTES PERTAINING TO EARLY INTERVENTION SERVICES FROM BIRTH TO FIVE YEARS OF AGE, is recalled from the Senate.

The bill is returned from the Senate.

Having voted with the prevailing side, Representative Nye moves that the vote by which the bill passed its third reading be reconsidered. The motion carries by electronic vote (90–0).

On motion of Representative Nye, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

CALENDAR (continued)

H.B. 1001, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE LOCAL BOARDS OF EDUCATION TO RENOVATE OLD SCHOOL BUILDINGS INSTEAD OF REPLACING THEM.

On motion of Representative Jack Hunt and without objection, the bill is temporarily displaced.

Senate Committee Substitute for **H.B. 1050**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE DNA DATABASE AND DATABANK ACT OF 1993.

On motion of Representative Richardson, the House concurs in the Senate committee substitute, by electronic vote (91–0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 1061**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LEAKING PETROLEUM UNDERGROUND STORAGE TANK CLEANUP ACT OF 1988 AND TO CLARIFY THE PURPOSES OF THE OIL OR OTHER HAZARDOUS SUBSTANCES POLLUTION PROTECTION FUND.

On motion of Representative DeVane and without objection, the bill is temporarily displaced.

Committee Substitute for **S.B. 924**, A BILL TO BE ENTITLED AN ACT TO RAISE THE FEES CHARGED BY REGISTERS OF DEEDS FOR THE RECORDING OF INSTRUMENTS AND FOR THE PROBATE OF INSTRUMENTS, TO PROVIDE THAT REGISTERS OF DEEDS SHALL NOT CHARGE A FEE FOR RECORDING THE SATISFACTION OF MORTGAGES AND DEEDS OF TRUST, AND TO REMOVE THE REQUIREMENT THAT SUBSTITUTIONS OF TRUSTEES BE RECORDED AS SEPARATE INSTRUMENTS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Beall, Berry, Bowman, D. Brown, Brubaker, Burton, Church, Cole, Colton, Creech, Culp, Cummings, Daughtry, Dockham, Easterling, Ellis, Esposito, Fitch, Fussell, Gamble, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, Ives, James, Jarrell, Jeffus,

Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, J. Preston, Redwine, Richardson, Rogers, Russell, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Weatherly, Wilkins, Wilmoth, C. Wilson, Wood, and Wright - 84.

Voting in the negative: Representatives Bowie, Decker, and Edwards - 3.

Excused absences: Representatives Barbee, Barnhill, Crawford, Culpepper, Cunningham, Diamont, Dickson, Flaherty, Green, Hightower, Howard, R. Hunter, Lee, Lutz, Mercer, Sexton, and Warner - 17.

CONFEREES APPOINTED

The Speaker announces the following conferees on Committee Substitute for **H.B. 873**, A BILL TO BE ENTITLED AN ACT TO FULFILL THE INTENT OF THE INSURANCE EQUALITY STATUTE BY CORRECTING OMISSIONS IN THAT STATUTE: Representatives Michaux, Kuczmarski, Black, and Flaherty.

The Senate is so notified by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Michaux for the Committee on Judiciary I:

Committee Substitute for **S.B. 1066**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR VOTER PREREGISTRATION OF SIXTEEN- AND SEVENTEEN-YEAR OLDS BY DRIVERS LICENSE EXAMINERS, with a favorable report as to House Committee Substitute Bill No. 2, which changes the title, unfavorable as to House Committee Substitute Bill No. 1.

House Committee Substitute Bill No. 2 is placed on the Calendar for July 20. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

CALENDAR (continued)

Senate Committee Substitute for **H.B. 1061**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LEAKING PETROLEUM UNDERGROUND STORAGE TANK CLEANUP ACT OF 1988 AND TO CLARIFY THE PURPOSES OF THE OIL OR OTHER HAZARDOUS SUBSTANCES POLLUTION PROTECTION FUND.

On motion of Representative DeVane, the House concurs in the Senate committee substitute, by electronic vote (85-3), and the bill is ordered enrolled.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Michaux for the Committee on Judiciary I:

Committee Substitute for **S.B. 799**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON, AFTER A FINDING OF PROBABLE CAUSE OR INDICTMENT FOR COMMITTING CERTAIN SEX OFFENSES AND A FINDING OF PROBABLE CAUSE OF TRANSMISSION OF THE AIDS VIRUS, SHALL BE TESTED FOR AIDS UPON THE REQUEST OF THE VICTIM THROUGH THE DISTRICT ATTORNEY, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 20. The Senate committee substitute bill is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRALS

Representative Stamey, Chair for the Standing Committee on Transportation refers:

H.B. 1226, A BILL TO BE ENTITLED AN ACT REGARDING OVERLOADING OF MOTOR VEHICLES, to the Permanent Subcommittee on Highways.

H.B. 1357, A BILL TO BE ENTITLED AN ACT TO ALLOW VOLUNTARY MEDICAL AND ORGAN DONOR INFORMATION TO BE PLACED ON DRIVERS LICENSE AND SPECIAL IDENTIFICATION CARDS AND TO SET FEES FOR THESE SPECIAL DRIVERS LICENSES, to the Permanent Subcommittee on Public Transportation.

S.B. 1074, A BILL TO BE ENTITLED AN ACT PROVIDING FOR NORTH CAROLINA TO JOIN THE DRIVERS LICENSE COMPACT, to the Permanent Subcommittee on Airports, Railways and Waterways.

The House recesses at 7:11 p.m.

RECESS

The House reconvenes pursuant to recess, and is called to order by the Speaker.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate.

Senate Committee Substitute No. 2 for **H.B. 502**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE ALCOHOLIC BEVERAGE LAWS, TO AUTHORIZE THE SALE OF ALCOHOLIC BEVERAGES IN CERTAIN AREAS OF THE STATE, TO INCREASE THE FEES FOR MOST COMMERCIAL ALCOHOLIC BEVERAGE PERMITS, AND TO MAKE OTHER CHANGES TO THE ALCOHOLIC BEVERAGE LAWS, is returned for concurrence in Senate Committee Substitute No. 2 and placed on the Calendar for July 19.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 18, 1993

Mr. Speaker:

It is ordered that a message be to sent the House of Representatives with the information that the Senate fails to concur in House Committee Substitute Bill for **S.B. 14** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS FOR (1) CAPITAL IMPROVEMENTS FOR THE UNIVERSITY OF NORTH CAROLINA, (2) CAPITAL IMPROVEMENTS FOR COMMUNITY COLLEGES, (3) GRANTS, LOANS, AND REVOLVING LOANS TO LOCAL GOVERNMENT UNITS FOR WATER SUPPLY SYSTEMS, WASTEWATER COLLECTION SYSTEMS, WASTEWATER TREATMENT WORKS, AND WATER CONSERVATION PROJECTS, AND (4) CAPITAL IMPROVEMENTS AND LAND ACQUISITION FOR STATE PARKS AND RECREATION AREAS, which proposed to change the title to read House Committee Substitute for **S.B. 14**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF SEVEN HUNDRED FORTY-SIX MILLION TWO HUNDRED THOUSAND DOLLARS IN GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS FOR (1) CAPITAL IMPROVEMENTS FOR THE UNIVERSITY OF NORTH CAROLINA, (2) GRANTS TO COMMUNITY COLLEGES FOR CAPITAL IMPROVEMENTS, AND (3) LOANS, REVOLVING LOANS, AND GRANTS TO LOCAL GOVERNMENT UNITS FOR WATER SUPPLY SYSTEMS, WASTEWATER COLLECTION SYSTEMS, WASTEWATER TREATMENT WORKS, AND WATER CONSERVATION PROJECTS, and requests conferees. The President Pro Tempore appoints: Senator Daniel, Chairman; Senators Plyler, Kaplan, Lee, Perdue, Parnell, and Shaw on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

The Speaker appoints Representatives Nesbitt, Hackney, G. Miller, Black, Rogers, Fussell, Michaux, Jack Hunt, Colton, Fitch, Bowie, Bowen, Brawley, and Robinson as conferees on the part of the House and the Senate is so notified by Special Message.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate.

Senate Committee Substitute for **H.B. 235**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE THE BALANCE OF THE

FUNDS FROM THE PROCEEDS OF THE TWO HUNDRED MILLION DOLLARS IN GENERAL OBLIGATION BONDS AUTHORIZED FOR THE CONSTRUCTION OF STATE PRISON AND YOUTH SERVICES FACILITIES, AND TO PROVIDE FOR THE USE OF INMATES IN PRISON CONSTRUCTION, is returned for concurrence in Senate committee substitute.

On motion of Representative Redwine, Rule 43.3 is suspended and the Senate committee substitute bill is placed before the House for immediate consideration.

On motion of Representative Redwine, the House does not concur in the Senate committee substitute, by electronic vote (85–4), and conferees are requested.

The Speaker appoints Representatives Holt, Barnes, Redwine, Gist, Flaherty, Kennedy, Holmes, and Baddour as conferees on the part of the House and the Senate is so notified by Special Message.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Michaux, House Committee Substitute for **S.B. 836**, A BILL TO BE ENTITLED AN ACT TO WAIVE THE FEE FOR SPECIAL IDENTIFICATION CARDS FOR HOMELESS PERSONS AND TO ABOLISH THE RESERVE FUND FOR FEES COLLECTED FOR SPECIAL IDENTIFICATION CARDS, is withdrawn from the Calendar and re-referred to the Committee on Finance.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

S.B. 832, A BILL TO BE ENTITLED AN ACT TO PROVIDE A TIMETABLE WITHIN WHICH THE DEPARTMENT OF REVENUE MUST HOLD ADMINISTRATIVE HEARINGS AND RENDER DECISIONS, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

On motion of Representative Hackney, Rule 36(a) is suspended and the House committee substitute bill is placed on the Calendar for July 19. The original bill is placed on the Unfavorable Calendar.

CONFEREES APPOINTED

The Speaker announces the following conferees on **S.B. 128**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN TRANSFERS OF VEHICLES FROM THE HIGHWAY USE TAX, TO REIMBURSE THE HIGHWAY TRUST FUND FOR REVENUE THAT WOULD OTHERWISE BE LOST AS A RESULT OF THE EXEMPTIONS, TO INCREASE REVENUES TO PROVIDE FUNDS TO MAKE THE REIMBURSEMENT, TO LOWER THE MAXIMUM

HIGHWAY USE TAX ON CERTAIN COMMERCIAL VEHICLES, TO INCREASE THE ANNUAL REGISTRATION FEES FOR CERTAIN PROPERTY-HAULING VEHICLES, AND TO CREDIT THE INCREASED REVENUE FROM THE REGISTRATION FEES TO THE HIGHWAY TRUST FUND: Representatives Hackney, B. Miller, R. Hunter, Robinson, and Wood.

The Senate is so notified by Special Message.

On motion of Representative Jack Hunt, seconded by Representative Alexander, the House adjourns at 8:32 p.m. to reconvene July 19 at 7:00 p.m.

ONE HUNDRED FIFTH DAY

HOUSE OF REPRESENTATIVES
Monday, July 19, 1993

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 18 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (58–2). The Speaker declares a quorum to be present.

Leaves of absence are granted Representatives Barnhill, Bowen, Diamont, Dickson, and Lutz for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Rogers, Acting Chair for the Committee on Local and Regional Government I:

Committee Substitute for **S.B. 897**, A BILL TO BE ENTITLED AN ACT TO EXEMPT MECKLENBURG COUNTY FROM PROVISIONS OF THE NORTH CAROLINA BUILDING CODE THAT REQUIRE BUILDING INSPECTION DEPARTMENTS TO REVIEW RESIDENTIAL PLANS, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 21. The Senate committee substitute bill is placed on the Unfavorable Calendar.

The House committee substitute changes the bill from local to public.

By Representative Redwine for the Committee on Business and Labor:

Committee Substitute for **S.B. 533**, A BILL TO BE ENTITLED AN ACT TO INSTITUTE A STATEWIDE REPORTING SYSTEM FOR OCCUPATIONAL DISEASES, ILLNESSES, AND INJURIES, with a favorable report.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 18, 1993

Mr. Speaker:

Pursuant to your message received July 18, 1993 that the House of Representatives fails to concur in Senate Committee Substitute for **H.B. 235**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE THE BALANCE OF THE FUNDS FROM THE PROCEEDS OF THE TWO HUNDRED MILLION DOLLARS IN GENERAL OBLIGATION BONDS AUTHORIZED FOR THE CONSTRUCTION OF STATE PRISON AND YOUTH SERVICES FACILITIES, AND TO PROVIDE FOR THE USE OF INMATES IN PRISON CONSTRUCTION, and requests conferees, the President Pro Tempore appoints: Senator Daniel, Chairman; Senators Plyler, Kaplan, Lee, Perdue, Parnell, and Shaw on the part of the Senate to confer with the committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 18, 1993

Mr. Speaker:

Pursuant to your message received July 17, 1993 that the House of Representatives fails to concur in Senate Committee Substitute for **H.B. 799**, A BILL TO BE ENTITLED AN ACT TO EXEMPT BURKE COUNTY AND THE MUNICIPALITIES THEREIN FROM CERTAIN ZONING REQUIREMENTS, which proposed to change the title to read Senate Committee Substitute for **H.B. 799**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CITIES AND COUNTIES FROM CERTAIN ZONING NOTICE REQUIREMENTS AND TO REPEAL VARIOUS LOCAL ACTS, and requests conferees, the President Pro Tempore appoints: Senator Folger, Chairman; Senators Simpson, Winner of Mecklenburg, and Edwards on the part of the Senate to confer with the committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 18, 1993

Mr. Speaker:

Pursuant to your message received July 18, 1993 that the House of Representatives fails to concur in Senate Amendment No. 2 to Committee Substitute for **H.B. 873**, A BILL TO BE ENTITLED AN ACT TO FULFILL THE INTENT OF THE INSURANCE EQUALITY STATUTE BY CORRECTING OMISSIONS IN THAT STATUTE, and requests conferees, the President Pro Tempore appoints: Senator Kerr, Chairman; Senators Cooper and Hyde on the part of the Senate to confer with the committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate.

Committee Substitute for **H.B. 686**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE HENDERSON AND TRANSYLVANIA COUNTIES AND THE CITY OF BREVARD TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY A DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE AND TO EXTEND WATER AND SEWER LINES TO INDUSTRIAL PROPERTIES FOR ECONOMIC DEVELOPMENT PURPOSES, is returned for concurrence in two Senate amendments and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute No. 2 for **S.B. 906**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS SUBSTANTIVE AMENDMENTS TO THE WORKERS' COMPENSATION ACT AND TO MAKE RELATED CHANGES, is read the first time and referred to the Committee on Courts and Justice.

COMMITTEE APPOINTMENTS

The Speaker appoints Representative Sexton to the following committees: Appropriations – Subcommittee on Education; Business and Labor – Subcommittee on Labor Relations and Employment; Children, Youth and Families; Education – Subcommittee on Preschool, Elementary and Secondary Education; Public Employees.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Ramsey for the Committee on Financial Institutions:

H.B. 699, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CHECKS ON ALL NEW CHECKING ACCOUNTS AT BANKS INDICATE THE MONTH AND YEAR IN WHICH THE ACCOUNT WAS OPENED, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 1121, AN ACT TO MAKE TECHNICAL CORRECTIONS AND TO REMOVE OBSOLETE SECTIONS OF THE SOIL CONSERVATION DISTRICT LAW. (CHAPTER 391)

H.B. 284, AN ACT TO IMPLEMENT A RECOMMENDATION OF THE EDUCATIONAL LEADERSHIP TASK FORCE AND THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO ESTABLISH AN INDEPENDENT STANDARDS BOARD FOR SCHOOL ADMINISTRATION AND TO ALLOW THAT BOARD TO CHARGE EXAMINATION FEES. (CHAPTER 392)

H.B. 292, AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE REGARDING THE CONTINUUM OF EDUCATION IN NORTH CAROLINA. (CHAPTER 393)

H.B. 483, AN ACT TO AMEND THE DAM SAFETY LAW OF 1967 TO MAKE IT MORE EFFECTIVE. (CHAPTER 394)

H.B. 499, AN ACT TO INCREASE THE FEES FOR ENROLLING IN AN ACCREDITED DRUG EDUCATION SCHOOL. (CHAPTER 395)

H.B. 513, AN ACT TO MANDATE A SINGLE PORTAL OF ENTRY AND EXIT POLICY FOR SERVICES FOR INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES. (CHAPTER 396)

H.B. 514, AN ACT TO REPEAL THE LAW EXEMPTING THE DIVISION OF YOUTH SERVICES' VOCATIONAL TEACHERS FROM THE EDUCATIONAL REQUIREMENTS OF CRIMINAL JUSTICE CERTIFICATION. (CHAPTER 397)

H.B. 624, AN ACT TO REWRITE CHAPTER 55A OF THE GENERAL STATUTES RELATING TO NONPROFIT CORPORATIONS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION. (CHAPTER 398)

H.B. 658, AN ACT TO AUTHORIZE A MEDIATION PROGRAM FOR THE INDUSTRIAL COMMISSION AND TO AUTHORIZE

THE CHAIRMAN OF THE INDUSTRIAL COMMISSION TO HIRE OR FIRE PERSONNEL AND TRANSFER PERSONNEL WITHIN THE COMMISSION WITHOUT OBTAINING THE APPROVAL OF AT LEAST ONE OTHER COMMISSIONER. (CHAPTER 399)

H.B. 681, AN ACT TO IMPLEMENT THE REQUIREMENTS OF THE 1990 AMENDMENTS TO THE FEDERAL CLEAN AIR ACT, TO REPEAL THE EXPIRATION OF A PORTION OF THE PER GALLON FUEL TAX, TO DEDICATE A PORTION OF THE PROCEEDS OF THE TAX TO THE ADMINISTRATION OF THE AIR QUALITY PROGRAM, TO DEDICATE A PORTION OF THE PROCEEDS OF THE TAX TO THE CLEANUP OF LEAKING PETROLEUM UNDERGROUND STORAGE TANKS, AND TO REPEAL THE EXPIRATION OF THE LEAKING PETROLEUM UNDERGROUND STORAGE TANK CLEANUP ACT OF 1988. (CHAPTER 400)

H.B. 1050, AN ACT TO ESTABLISH THE DNA DATABASE AND DATABANK ACT OF 1993. (CHAPTER 401)

H.B. 1061, AN ACT TO AMEND THE LEAKING PETROLEUM UNDERGROUND STORAGE TANK CLEANUP ACT OF 1988 AND TO CLARIFY THE PURPOSES OF THE OIL OR OTHER HAZARDOUS SUBSTANCES POLLUTION PROTECTION FUND. (CHAPTER 402)

S.B. 549, AN ACT TO PROVIDE THAT THE DEPARTMENT OF JUSTICE MAY PROVIDE CRIMINAL RECORD CHECKS TO HOSPITALS, NURSING HOMES, AND AREA MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE AUTHORITIES AND THEIR CONTRACT AGENCIES. (CHAPTER 403)

S.B. 992, AN ACT TO ALLOW PAMLICO COUNTY TO USE ALTERNATIVE CONSTRUCTION DELIVERY SYSTEMS TO CONSTRUCT A BUILDING AND TO ALLOW MARTIN COUNTY TO CONSTRUCT A FACILITY FOR USE BY THE NORTHEAST REGIONAL EDUCATION CENTER AND TO ACQUIRE NECESSARY LAND AND EQUIPMENT THEREFOR. (CHAPTER 404)

S.B. 1124, AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT OF THE SENATE. (CHAPTER 405)

SUSPENSION OF RULE

On motion of Representative Richardson, Rule 5(10) is suspended and **H.J.R. 1497**, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF HENRY MCMILLAN TYSON, FORMER MEMBER OF THE GENERAL ASSEMBLY, is re-calendared for immediate consideration.

The resolution passes its second reading, by electronic vote (96-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

CALENDAR

Action is taken on the following:

Senate Committee Substitute No. 2 for **H.B. 502**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE ALCOHOLIC BEVERAGE LAWS, TO AUTHORIZE THE SALE OF ALCOHOLIC BEVERAGES IN CERTAIN AREAS OF THE STATE, TO INCREASE THE FEES FOR MOST COMMERCIAL ALCOHOLIC BEVERAGE PERMITS, AND TO MAKE OTHER CHANGES TO THE ALCOHOLIC BEVERAGE LAWS.

On motion of Representative Hensley, the House concurs in the Senate committee substitute, by electronic vote (70–24), and the bill is ordered enrolled.

H.B. 1001, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE LOCAL BOARDS OF EDUCATION TO RENOVATE OLD SCHOOL BUILDINGS INSTEAD OF REPLACING THEM.

On motion of Representative Jack Hunt, the House concurs in Senate Amendment No. 1 by electronic vote (102–0).

On motion of Representative Jack Hunt, the House concurs in Senate Amendment No. 2, by electronic vote (101–0), and the bill is ordered enrolled.

H.B. 1157, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE LAW RELATING TO THE NORTH CAROLINA COURTS COMMISSION.

On motion of Representative R. Hunter, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary II.

H.B. 874, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MOTOR VEHICLES TAX THAT MAY BE LEVIED BY THE CITY OF DURHAM.

The bill passes its third reading by the following vote and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Barbee, Barnes, Beall, Black, Bowie, Bowman, Braswell, D. Brown, J. Brown, Brubaker, Burton, Church, Colton, Crawford, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Diamont, Dockham, Easterling, Esposito, Fitch, Gamble, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nye, Oldham, C. Preston, Ramsey, Redwine, Rogers, Russell, Smith, Spears, Stamey, Stewart, Sutton, Tallent, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wood – 90.

Voting in the negative: Representatives Balmer, Berry, Creech, Edwards, Hayes, Howard, Nichols, J. Preston, and Sexton – 9.

Excused absences: Representatives Barnhill, Bowen, Dickson, and Lutz – 4.

House Committee Substitute for **S.B. 924**, A BILL TO BE ENTITLED AN ACT TO RAISE THE FEES CHARGED BY REGISTERS OF DEEDS FOR THE RECORDING OF INSTRUMENTS AND FOR THE PROBATE OF INSTRUMENTS, TO PROVIDE THAT REGISTERS OF DEEDS SHALL NOT CHARGE A FEE FOR RECORDING THE SATISFACTION OF MORTGAGES AND DEEDS OF TRUST, AND TO REMOVE THE REQUIREMENT THAT SUBSTITUTIONS OF TRUSTEES BE RECORDED AS SEPARATE INSTRUMENTS, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Berry, Black, Bowie, Bowman, Braswell, D. Brown, J. Brown, Brubaker, Burton, Church, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Diamont, Dockham, Easterling, Esposito, Fitch, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holmes, Holt, Howard, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Robinson, Rogers, Russell, Sexton, Smith, Spears, Stamey, Stewart, Tallent, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, and C. Wilson – 97.

Voting in the negative: Representatives Decker, Ellis, Hightower, and Wood – 4.

Excused absences: Representatives Barnhill, Bowen, Dickson, and Lutz – 4.

House Committee Substitute for **S.B. 1025**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PAYMENT OF THE CIGARETTE TAX BY REPORTING RATHER THAN BY TAX STAMPS, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Beall, Berry, Black, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Cole, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Diamont, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Judy Hunt,

R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Sexton, Smith, Spears, Stamey, Stewart, Tallent, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wood - 105.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Bowen, Dickson, and Lutz - 4.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representative Stamey for the Committee on Transportation:

S.B. 64, A BILL TO BE ENTITLED AN ACT TO CREATE A RAIL COUNCIL WITHIN THE DEPARTMENT OF TRANSPORTATION AND TO BROADEN THE AUTHORITY OF THE BOARD OF TRANSPORTATION, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for July 21. The original bill is placed on the Unfavorable Calendar.

By Representative Luebke for the Permanent Subcommittee on Public Transportation:

H.B. 1357, A BILL TO BE ENTITLED AN ACT TO ALLOW VOLUNTARY MEDICAL AND ORGAN DONOR INFORMATION TO BE PLACED ON DRIVERS LICENSE AND SPECIAL IDENTIFICATION CARDS AND TO SET FEES FOR THESE SPECIAL DRIVERS LICENSES, reported to the Standing Committee on Transportation, with a favorable recommendation as to proposed committee substitute bill, which changes the title, unfavorable as to original bill, and further recommendation that the proposed committee substitute bill be re-referred to the Committee on Finance.

By Representative Fitch for the Committee on Constitutional Amendments and Referenda:

Committee Substitute for **S.B. 1157**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO PERMIT CITIES AND COUNTIES TO ISSUE BONDS TO FINANCE THE PUBLIC PORTION OF ECONOMIC DEVELOPMENT PROJECTS AND TO AUTHORIZE COUNTIES AND CITIES TO ACCEPT AS CONSIDERATION FOR A CONVEYANCE OR LEASE OF PROPERTY TO A PRIVATE PARTY THE AMOUNT OF INCREASED TAX REVENUE EXPECTED TO BE GENERATED BY THE IMPROVEMENTS TO BE CONSTRUCTED ON THE PROPERTY, with a

favorable report as to House committee bill, unfavorable as to Senate committee substitute bill.

On motion of Representative Fitch, Rule 36(a) is suspended and the House committee substitute bill is placed on the Calendar for July 20. The Senate committee substitute bill is placed on the Unfavorable Calendar.

RE-REFERRAL

Representative Hensley moves that Senate Committee Substitute for **H.B. 1008**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CLASS I FELONY TO POSSESS OR CARRY A FIREARM OR EXPLOSIVE ON EDUCATIONAL PROPERTY OR TO CAUSE, ENCOURAGE, OR AID A MINOR TO POSSESS OR CARRY A FIREARM OR EXPLOSIVE ON EDUCATIONAL PROPERTY, TO MAKE IT A MISDEMEANOR TO CAUSE, ENCOURAGE, OR AID A MINOR TO TAKE OR POSSESS OTHER TYPES OF WEAPONS ON EDUCATIONAL PROPERTY, TO MAKE IT A MISDEMEANOR TO FAIL TO STORE FIREARMS IN A REASONABLE MANNER FOR THE PROTECTION OF MINORS AND TO FAIL TO WARN A PERSON OF THIS LAW UPON THE SALE OR TRANSFER OF A FIREARM, AND TO PROVIDE THAT ANY JUVENILE BRINGING A GUN OR DANGEROUS WEAPON TO SCHOOL SHALL BE INELIGIBLE FOR A NORTH CAROLINA DRIVERS LICENSE UNTIL THE JUVENILE IS EIGHTEEN YEARS OF AGE, be withdrawn from the Committee on Judiciary III and placed on the Calendar for immediate consideration.

Representative Balmer inquires of the Chair if this motion requires a two-thirds majority. The Speaker rules that it requires a simple majority.

A division having been called, the motion carries by electronic vote (75-28).

On motion of Representative Hensley, the House does not concur in the Senate committee substitute, by electronic vote (59-40), and conferees are requested.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Black, House Committee Substitute for **S.B. 897**, A BILL TO BE ENTITLED AN ACT TO EXEMPT MECKLENBURG COUNTY FROM PROVISIONS OF THE NORTH CAROLINA BUILDING CODE THAT REQUIRE BUILDING INSPECTION DEPARTMENTS TO REVIEW RESIDENTIAL PLANS, be withdrawn from the Calendar of July 21 and placed on the Calendar of July 20.

On motion of Representative Stamey, House Committee Substitute for **S.B. 64**, A BILL TO BE ENTITLED AN ACT TO CREATE A RAIL COUNCIL WITHIN THE DEPARTMENT OF TRANSPORTATION AND TO BROADEN THE AUTHORITY OF THE BOARD OF TRANSPORTATION, is withdrawn from the Calendar of July 21 and placed on the Calendar of July 20.

CONFEREE APPOINTED

The Speaker announces the following additional conferee on House Committee Substitute for **S.B. 128**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN TRANSFERS OF VEHICLES FROM THE HIGHWAY USE TAX, TO REIMBURSE THE HIGHWAY TRUST FUND FOR REVENUE THAT WOULD OTHERWISE BE LOST AS A RESULT OF THE EXEMPTIONS, TO INCREASE REVENUES TO PROVIDE FUNDS TO MAKE THE REIMBURSEMENT, TO LOWER THE MAXIMUM HIGHWAY USE TAX ON CERTAIN COMMERCIAL VEHICLES, TO INCREASE THE ANNUAL REGISTRATION FEES FOR CERTAIN PROPERTY-HAULING VEHICLES, AND TO CREDIT THE INCREASED REVENUE FROM THE REGISTRATION FEES TO THE HIGHWAY TRUST FUND: Representative Luebke.

The Senate is so notified by Special Message.

INTRODUCTION OF PAGES

Pages for the week of July 19-23 are introduced to the membership. They are: Gina Allen of Robeson, Dhamian Blue of Wake, Connie Boggs of Alamance, Kimberly Crow of Rockingham, Matthew Dockham of Davidson, Justin Drewry of Wake, Eric Farmer of Wake, Bradley Gardner of Camden, Laura Hood of Northampton, Victor Jones of Wake, Layla Kirkland of Duplin, Jason Land of Franklin, Laramie Leonard of Rowan, Michael McCloskey of Rockingham, Robert McGirt of Wake, Aaron McLeod of Wake, Blair Milligan of Brunswick, Marisa Morgan of Rockingham, Leigh Pulley of Wake, Donald Renaldo, II of Mecklenburg, Jennifer Starr of Rowan, Myres Tilghman of Harnett, Tyrone Turner of Randolph, Lindsey Warren of Sampson, Ruby Wells of Duplin, and Nioka Whitney of Wake.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 19, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in House Committee Substitute for **S.B. 60**, A BILL TO BE ENTITLED AN ACT TO IMPOSE AN ADVANCE DISPOSAL TAX ON NEW WHITE GOODS, TO REQUIRE EACH COUNTY TO PROVIDE FOR THE MANAGEMENT OF DISCARDED WHITE GOODS, AND TO PROVIDE FOR THE REMOVAL OF CHLOROFLUOROCARBON REFRIGERANTS FROM WHITE GOODS, and requests conferees. The President Pro Tempore appoints: Senator Odom, Chairman; Senators Folger, Winner of Buncombe, and Kerr, on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

The following is received from the Senate:

Senate Committee Substitute for **H.B. 473**, A BILL TO BE ENTITLED AN ACT TO SEPARATE THE REAL ESTATE APPRAISAL BOARD FROM THE REAL ESTATE COMMISSION, is returned for concurrence in Senate committee substitute and placed on the Calendar for July 20.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 605, A BILL TO BE ENTITLED AN ACT TO ALLOW HAYWOOD COUNTY TO MAKE ASSESSMENTS FOR IMPROVEMENTS ON CERTAIN ROADS IN UNINCORPORATED AREAS WHICH ARE NOT ELIGIBLE FOR INCLUSION IN THE STATE HIGHWAY SYSTEM, with an indefinite postponement report.

H.B. 1003, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CREATION OF UNIVERSITY AND LOCAL GOVERNMENT REGIONAL FACILITIES AUTHORITIES, SETTING FORTH THE POWERS OF SUCH AUTHORITIES AND AUTHORIZING CERTAIN POWERS TO UNITS OF LOCAL GOVERNMENT THAT ARE MEMBER UNITS OF SUCH AUTHORITIES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

On motion of Representative Hackney and without objection, Rule 36(a) is suspended and the committee substitute bill is placed on the Calendar for July 20. The original bill is placed on the Unfavorable Calendar.

S.B. 155, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE REVENUE LAWS AND RELATED STATUTES, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

On motion of Representative Hackney and without objection, Rule 36(a) is suspended and the House committee substitute bill is placed on the Calendar for July 20. The original bill is placed on the Unfavorable Calendar.

S.B. 501, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE AVERY COUNTY TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX ON BUSINESSES IN THE COUNTY THAT ARE NOT SUBJECT TO A MUNICIPAL OCCUPANCY TAX, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

On motion of Representative Hackney and without objection, Rule 36(a) is suspended and the House committee substitute bill is placed on the Calendar for July 20. The original bill is placed on the Unfavorable Calendar.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 19, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in House Committee Substitute No. 2 for **S.B. 100**, A BILL TO BE ENTITLED AN ACT TO VEST AUTHORITY IN THE SECRETARY OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO GRANT SHELLFISH CULTIVATION LEASES, which proposed to change the title to read House Committee Substitute No. 2 for **S.B. 100**, A BILL TO BE ENTITLED AN ACT TO VEST AUTHORITY IN THE SECRETARY OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO GRANT SHELLFISH CULTIVATION LEASES, TO MAKE CHANGES TO CHAPTER 113 OF THE NORTH CAROLINA GENERAL STATUTES, AND TO PREVENT MARINE LITTER, and requests conferees. The President Pro Tempore appoints: Senator Perdue, Chairman; Senators Marshall and Kincaid, on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from permanent subcommittee is presented:

By Representative Stamey for the Permanent Subcommittee on Highways of the Standing Committee on Transportation, with approval of standing committee chair for report to be made directly to the floor of the House:

H.B. 1226, A BILL TO BE ENTITLED AN ACT REGARDING OVERLOADING OF MOTOR VEHICLES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

RE-REFERRAL

On motion of Representative Jack Hunt, pursuant to Rule 39.2, **S.B. 1222**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A DISABLED SPORTSMAN PROGRAM UNDER THE WILDLIFE

RESOURCES COMMISSION, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Agriculture.

On motion of Representative Jack Hunt, seconded by Representative J. Preston, the House adjourns at 8:29 p.m. to reconvene July 20 at 1:00 p.m.

ONE HUNDRED SIXTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, July 20, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 19 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Braswell, Easterling, Hensley, Lutz, Stamey, and Wright for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 219, AN ACT TO DELETE THE REQUIREMENT THAT THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA REPORT TO THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS ON VENDING OPERATIONS. (CHAPTER 406)

S.B. 393, AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE FOR A UNIVERSITY OF NORTH CAROLINA PROGRAMMATIC REVIEW AND A PLAN FOR THE CONTINUED AND EXPANDED AVAILABILITY OF HIGHER EDUCATION FOR ALL CITIZENS. (CHAPTER 407)

S.B. 602, AN ACT TO PROVIDE GROUP HEALTH INSURANCE TO BUSINESSES COMPRISING MORE THAN TWENTY-FIVE EMPLOYEES AND TO MAKE IMPROVEMENTS IN THE NORTH CAROLINA SMALL EMPLOYER GROUP HEALTH COVERAGE REFORM ACT. (CHAPTER 408)

S.B. 603, AN ACT TO MAKE SUBSTANTIVE CHANGES IN VARIOUS INSURANCE AND INSURANCE-RELATED LAWS. (CHAPTER 409)

S.B. 692, AN ACT AUTHORIZING PITT COUNTY TO INCREASE ITS ROOM OCCUPANCY TAX FROM THREE PERCENT TO NO MORE THAN SIX PERCENT, TO PROVIDE FOR THE USE OF THE PROCEEDS OF THE ADDITIONAL TAX, AND TO MODIFY THE EXISTING PITT COUNTY ROOM OCCUPANCY TAX. (CHAPTER 410)

S.B. 769, AN ACT TO EXEMPT THE TOWNS OF CORNELIUS, DAVIDSON, AND HUNTERSVILLE FROM CERTAIN ZONING NOTICE REQUIREMENTS. (CHAPTER 411)

S.B. 873, AN ACT TO PROTECT A PERSON'S ACCESS TO HEALTH CARE FACILITIES. (CHAPTER 412)

S.B. 923, AN ACT TO AUTHORIZE CUMBERLAND COUNTY TO LEVY A PREPARED FOOD AND BEVERAGE TAX TO PROVIDE A MEANS FOR FINANCING ALL OR PART OF AN ARENA IN CUMBERLAND COUNTY. (CHAPTER 413)

S.B. 942, AN ACT TO CREATE THE MOORE COUNTY AIRPORT AUTHORITY FOR THE OPERATION AND MAINTENANCE OF AIRPORT FACILITIES IN THE COUNTY OF MOORE FOR THE CITIZENS OF MOORE COUNTY AND VICINITY AND CONCERNING THE POWERS OF THE LAURINBURG-MAXTON AIRPORT AUTHORITY. (CHAPTER 414)

H.B. 502, AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE ALCOHOLIC BEVERAGE LAWS, TO AUTHORIZE THE SALE OF ALCOHOLIC BEVERAGES IN CERTAIN AREAS OF THE STATE, TO INCREASE THE FEES FOR MOST COMMERCIAL ALCOHOLIC BEVERAGE PERMITS, AND TO MAKE OTHER CHANGES TO THE ALCOHOLIC BEVERAGE LAWS. (CHAPTER 415)

H.B. 1001, AN ACT TO ENCOURAGE LOCAL BOARDS OF EDUCATION TO RENOVATE OLD SCHOOL BUILDINGS INSTEAD OF REPLACING THEM. (CHAPTER 416)

H.J.R. 1497, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF HENRY MCMILLAN TYSON, FORMER MEMBER OF THE GENERAL ASSEMBLY. (RESOLUTION 22)

CONFIRMATION OF STATE CONTROLLER

Representative Hightower sends forth the following report concerning confirmation of the Governor's appointment of State Controller.

July 20, 1993

Honorable Daniel T. Blue, Jr.
Speaker of the House
2317 Legislative Building
Raleigh, North Carolina

Dear Speaker Blue:

In compliance with the provisions of N.C.G.S. 143B-426.37(b) that the appointment of the State Controller be subject to confirmation by

the General Assembly, Governor Hunt has submitted for confirmation by the General Assembly the following name:

Mr. Edward Renfrow of Johnston County
to fill the vacancy created by Fred Talton.

The House State Government Committee has considered the nominee and makes the following recommendation:

That the nomination of Mr. Edward Renfrow as State Controller be confirmed.

Sincerely,
S/ Foyle Hightower, Jr.
Chairman
Committee on State Government

On motion of Representative Hightower, the appointment of Mr. Renfrow is confirmed, by electronic vote (104-0), and the Senate is so notified by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

S.B. 154, A BILL TO BE ENTITLED AN ACT TO MAKE MOBILE CLASSROOMS AND MOBILE OFFICES SUBJECT TO SALES TAX RATHER THAN HIGHWAY USE TAX AND TO EXEMPT CERTAIN MOBILE CLASSROOMS FROM SALES TAX, with a favorable report, as amended.

S.B. 658, A BILL TO BE ENTITLED AN ACT TO EXPAND THE PROPERTY TAX EXEMPTION FOR COMPUTER SOFTWARE, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

On motion of Representative Hackney and without objection, Rule 36(a) is suspended and the House committee substitute bill is placed on the Calendar for July 21. The original bill is placed on the Unfavorable Calendar.

House Committee Substitute for **S.B. 836**, A BILL TO BE ENTITLED AN ACT TO WAIVE THE FEE FOR SPECIAL IDENTIFICATION CARDS FOR HOMELESS PERSONS AND TO ABOLISH THE RESERVE FUND FOR FEES COLLECTED FOR SPECIAL IDENTIFICATION CARDS, with a favorable report as to House Committee Substitute Bill No. 2, unfavorable as to House Committee Substitute Bill No. 1.

On motion of Representative Hackney and without objection, Rule 36(a) is suspended and House Committee Substitute Bill No. 2 is placed on the Calendar for July 21. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 913**, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANNUAL CONTINUING EDUCATION FOR REAL ESTATE BROKERS AND SALESPERSONS, with a favorable report.

S.B. 1018, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT REAL ESTATE MORTGAGE INVESTMENT CONDUITS WILL BE TREATED AS PASS-THROUGH ENTITIES FOR STATE TAX PURPOSES TO THE SAME EXTENT AS UNDER THE FEDERAL TAX LAW, with a favorable report.

House Committee Substitute for **S.B. 1112**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CLEAN WATER REVOLVING LOAN AND GRANT PROGRAM TO ALLOW MUNICIPALITIES TO PLEDGE USER FEES OR ANY AVAILABLE SOURCES OF REVENUES FOR THE PAYMENT OF REVOLVING FUNDS AND TO CLARIFY THE AUTHORITY OF THE ENVIRONMENTAL MANAGEMENT COMMISSION WITH RESPECT TO CERTIFICATION OF LABORATORIES THAT MONITOR WATER AND AIR QUALITY, with a favorable report.

By Representative Barnes for the Committee on Education:

Committee Substitute for **S.B. 989**, A BILL TO BE ENTITLED AN ACT TO REQUIRE LOCAL BOARDS OF EDUCATION TO REPORT ACTS OF SCHOOL VIOLENCE TO THE STATE BOARD OF EDUCATION AND TO ADOPT CLEAR RULES REGARDING THE CONSEQUENCES OF COMMITTING VIOLENT ACTS AT SCHOOL, TO ENCOURAGE THE IMPLEMENTATION AND USE OF CONFLICT RESOLUTION PROGRAMS AND PARENT INVOLVEMENT PROGRAMS IN SCHOOLS, AND TO REQUIRE EMPLOYERS TO GRANT LEAVE AT A MUTUALLY AGREED UPON TIME TO EMPLOYEES FOR INVOLVEMENT AT THEIR CHILDREN'S SCHOOLS, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.

On motion of Representative Barnes and without objection, Rule 36(a) is suspended and the House committee substitute bill is placed on the Calendar for July 21. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Kennedy for the Committee on Courts and Justice:

Senate Committee Substitute for **H.B. 358**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS OF THE CHILD FATALITY TASK FORCE TO ENCOURAGE PROSECUTORIAL CHILD PROTECTION INITIATIVES, AND TO MODIFY THE CONDITIONS FOR BAIL AND PRETRIAL RELEASE FOR PERSONS ACCUSED OF SEX OFFENSES AND CRIMES OF VIOLENCE AGAINST CHILD VICTIMS, with recommendation that the House do not concur; request conferees.

The Senate committee substitute bill is placed on the Calendar for July 21.

By Representative R. Hunter for the Committee on Judiciary II:

Senate Committee Substitute for **H.B. 876**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NO-WAKE ZONE ON A PORTION OF THE WACCAMAW AND PAMLICO RIVERS, with recommendation that the House concur.

Senate Committee Substitute for **H.B. 1089**, A BILL TO BE ENTITLED AN ACT RELATING TO THE DEFINITION OF PYROTECHNICS UNDER CHAPTER 14 OF THE NORTH CAROLINA GENERAL STATUTES, with recommendation that the House concur.

H.B. 1157, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE LAW RELATING TO THE NORTH CAROLINA COURTS COMMISSION, with recommendation that the House concur.

Senate Committee Substitute for **H.B. 1172**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE QUALIFIED TORT LIABILITY PROTECTION FOR HEALTH CARE PERSONNEL TO INCLUDE MEDICAL SERVICES RENDERED BY HEALTH CARE PERSONNEL WITHOUT COMPENSATION AT THEIR PLACE OF EMPLOYMENT TO A PATIENT, with recommendation that the House concur.

By Representative Cunningham for the Committee on Insurance:

Committee Substitute for **S.B. 586**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS, CLARIFICATIONS, AND CORRECTIONS IN VARIOUS INSURANCE AND INSURANCE-RELATED LAWS, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 22. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 622, A BILL TO BE ENTITLED AN ACT TO MAKE MISCELLANEOUS AMENDMENTS TO LAWS GOVERNING HEALTH INSURANCE, with a favorable report, as amended.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 473**, A BILL TO BE ENTITLED AN ACT TO SEPARATE THE REAL ESTATE APPRAISAL BOARD FROM THE REAL ESTATE COMMISSION.

On motion of Representative Brubaker, the House concurs in the Senate committee substitute, by electronic vote (103-0), and the bill is ordered enrolled.

House Committee Substitute for **S.B. 501**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE AVERY COUNTY TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX ON

BUSINESSES IN THE COUNTY THAT ARE NOT SUBJECT TO A MUNICIPAL OCCUPANCY TAX AND TO SET THE MAXIMUM ROOM OCCUPANCY TAX RATE FOR ACCOMMODATIONS FURNISHED IN AVERY COUNTY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Brubaker, Burton, Church, Colton, Culp, Culpepper, Cummings, Cunningham, Daughtry, Dickson, Dockham, Edwards, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Redwine, Richardson, Robinson, Rogers, Russell, Sexton, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Weatherly, Wilkins, Wilmoth, and C. Wilson - 96.

Voting in the negative: Representatives Creech and Ellis - 2.

Excused absences: Representatives Braswell, Easterling, Hensley, Lutz, Stamey, and Wright - 6.

Committee Substitute for **S.B. 768**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF CHARLOTTE TO ENTER INTO A JOINT DEVELOPMENT PROJECT, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

The House recesses at 1:37 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate:

Committee Substitute No. 2 for **S.B. 940**, A BILL TO BE ENTITLED AN ACT TO REWRITE THE CHARITABLE SOLICITATIONS ACT, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute for **H.B. 106**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE OFFICE OF STATE PERSONNEL TO REVIEW STATE CYTOTECHNOLOGIST SALARIES, is returned for concurrence in Senate amendment and placed on the Calendar for July 21.

H.B. 720, A BILL TO BE ENTITLED AN ACT TO INCREASE THE INCOME TAX CREDIT FOR CHILD AND DEPENDENT

CARE EXPENSE FOR FAMILIES WITH INCOME BELOW FORTY THOUSAND DOLLARS A YEAR, is returned for concurrence in Senate amendment and placed on the Calendar for July 21.

Senate Committee Substitute No. 2 for **H.B. 908**, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES THAT ADDRESS SUITS BROUGHT BY INDIGENTS AND APPEALS PROSECUTED BY INDIGENTS, is returned for concurrence in Senate Committee Substitute No. 2 and placed on the Calendar for July 21.

Committee Substitute No. 2 for **S.B. 974**, A BILL TO BE ENTITLED AN ACT TO REQUIRE CONTINUING EDUCATION FOR REGISTERED COSMETOLOGY INSTRUCTORS AND TO CLARIFY THE LAW CONCERNING COSMETOLOGY INSTRUCTORS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR (continued)

House Committee Substitute for **S.B. 1157**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO PERMIT CITIES AND COUNTIES TO ISSUE BONDS TO FINANCE THE PUBLIC PORTION OF ECONOMIC DEVELOPMENT PROJECTS AND TO AUTHORIZE COUNTIES AND CITIES TO ACCEPT AS CONSIDERATION FOR A CONVEYANCE OR LEASE OF PROPERTY TO A PRIVATE PARTY THE AMOUNT OF INCREASED TAX REVENUE EXPECTED TO BE GENERATED BY THE IMPROVEMENTS TO BE CONSTRUCTED ON THE PROPERTY.

Representative G. Miller offers Amendment No. 1 which is adopted.

Representative Berry offers Amendment No. 2 which is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Sexton, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wood - 106.

Voting in the negative: None.

Excused absences: Representatives Arnold, Braswell, Brubaker, Colton, Hensley, Lutz, Stamey, and Wright - 8.

Committee Substitute for **H.B. 1003**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CREATION OF THE CENTENNIAL AUTHORITY.

Representative Fitch offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Baddour, Balmer, Barbee, Barnes, Beall, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Decker, DeVane, Dickson, Dockham, Easterling, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gist, Gottovi, Grady, Green, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Smith, Spears, Stewart, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, and Wood - 99.

Voting in the negative: Representatives Daughtry and Gray - 2.

Excused absences: Representatives Arnold, Braswell, Brubaker, Colton, Hensley, Lutz, Stamey, and Wright - 8.

Representatives Barnhill and Sexton report that their voting equipment malfunctioned and they request to be recorded as voting "aye". These requests are granted. The adjusted vote is (101-2).

House Committee Substitute for **S.B. 155**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE REVENUE LAWS AND TO CLARIFY AND MODIFY THE TAX SECRECY PROVISION, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dickson, Dockham, Easterling, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hayes, Hightower, Hill, Holmes, Holt, Howard, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Sexton, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wood - 108.

Voting in the negative: None.

Excused absences: Representatives Arnold, Braswell, Brubaker, Colton, Hensley, Lutz, Stamey, and Wright - 8.

CONFEREE APPOINTMENTS

The Speaker announces the following conferees on House Committee Substitute for **S.B. 60**, A BILL TO BE ENTITLED AN ACT TO IMPOSE AN ADVANCE DISPOSAL TAX ON NEW WHITE GOODS, TO REQUIRE EACH COUNTY TO PROVIDE FOR THE MANAGEMENT OF DISCARDED WHITE GOODS, AND TO PROVIDE FOR THE REMOVAL OF CHLOROFLUOROCARBON REFRIGERANTS FROM WHITE GOODS: Representatives Hackney, Gottovi, Jack Hunt, Culp, Oldham, and Barbee.

The Senate is so notified by Special Message.

The Speaker announces the following conferees on House Committee Substitute for **S.B. 100**, A BILL TO BE ENTITLED AN ACT TO VEST AUTHORITY IN THE SECRETARY OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO GRANT SHELLFISH CULTIVATION LEASES, TO MAKE CHANGES TO CHAPTER 113 OF THE NORTH CAROLINA GENERAL STATUTES, AND TO PREVENT MARINE LITTER: Representatives Gottovi, Redwine, Grady, and James.

The Senate is so notified by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

Committee Substitute for **H.B. 988**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LICENSURE ACT FOR SPEECH AND LANGUAGE PATHOLOGISTS TO PROVIDE FOR THE REGISTRATION OF CERTAIN ASSISTANT PERSONNEL, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

On motion of Representative Hackney and without objection, Rule 36(a) is suspended and Committee Substitute Bill No. 2 is placed on the Calendar for July 21. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Fitch for the Committee on Constitutional Amendments and Referenda:

H.B. 433, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROHIBIT CERTAIN UNFUNDED MANDATES TO COUNTIES AND CITIES BY THE STATE OF NORTH CAROLINA AND TO AMEND THE

GENERAL STATUTES TO MAKE MANDATORY THE PREPARATION OF FISCAL NOTES FOR PROPOSED LEGISLATION THAT COULD REQUIRE COUNTIES AND CITIES TO SPEND FUNDS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

By Representative R. Hunter for the Committee on Judiciary II:

H.B. 404, A BILL TO BE ENTITLED AN ACT TO LIMIT THE LIABILITY OF MEMBERS OF THE DARE COUNTY AIRPORT AUTHORITY AND TO AFFORD THE DARE COUNTY AIRPORT AUTHORITY WITH THE PROTECTION AVAILABLE TO CITIES AND COUNTIES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

The committee substitute bill is placed on the Calendar for July 22. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 961**, A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN COUNTIES TO REGULATE JUNKYARDS ON NORTH CAROLINA ROUTES, with a favorable report.

S.B. 1021, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE COST OF EMERGENCY MEDICAL SERVICES FOR AN INMATE IN A LOCAL CONFINEMENT FACILITY SHALL BE PAID BY A THIRD-PARTY INSURER IF THE INMATE HAS SUCH INSURANCE, with a favorable report, as amended.

S.B. 516, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE EXTENSION OF COUNTY HOUSING AUTHORITY JURISDICTION TO CITIES LOCATED IN WHOLE OR IN PART WITHIN THE COUNTY'S BOUNDARIES, with a favorable report.

S.B. 611, A BILL TO BE ENTITLED AN ACT TO PROVIDE THE SAME CONFIDENTIALITY OF PERSONNEL RECORDS OF WATER AND SEWER AUTHORITIES AS ARE PROVIDED THOSE OF CITIES, COUNTIES, AND OTHER UNITS OF LOCAL GOVERNMENT, with a favorable report.

By Representative McLawhorn for the Permanent Subcommittee on Airports, Railways and Waterways:

S.B. 1074, A BILL TO BE ENTITLED AN ACT PROVIDING FOR NORTH CAROLINA TO JOIN THE DRIVERS LICENSE COMPACT, reported to the Standing Committee on Transportation with no action taken.

CALENDAR (continued)

H.B. 959, A BILL TO BE ENTITLED AN ACT FOR THE APPOINTMENT OF TEMPORARY MANAGERS FOR LONG-TERM CARE FACILITIES AND DOMICILIARY HOMES.

On motion of Representative B. Miller, **H.B. 959** is postponed indefinitely by electronic vote (102–2).

RE-REFERRAL

On motion of Representative Jack Hunt, pursuant to Rule 39.2, **S.B. 1165**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FEES COLLECTED UNDER THE COMMERCIAL HAZARDOUS WASTE FACILITIES RESIDENT INSPECTORS PROGRAM ARE NONREVERTING, TO REVISE THE METHOD BY WHICH RESIDENT INSPECTORS ARE ASSIGNED, AND TO PROVIDE THAT CERTAIN FACILITIES THAT BURN HAZARDOUS WASTE AS A FUEL ARE SUBJECT TO THE RESIDENT INSPECTORS PROGRAM, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Environment.

On motion of Representative Jack Hunt, seconded by Representative Lee, the House adjourns, by electronic vote (99–3), at 6:18 p.m. to reconvene July 21 at 11:00 a.m.

ONE HUNDRED SEVENTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, July 21, 1993

The House meets at 11:00 a.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 20 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brubaker, Hensley, Kinney, Lutz, and Wright for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 768, AN ACT TO ALLOW THE CITY OF CHARLOTTE TO ENTER INTO A JOINT DEVELOPMENT PROJECT. (CHAPTER 417)

S.B. 855, AN ACT TO ALLOW THE CITY OF EDEN TO NEGOTIATE ANNEXATION CONTRACTS AND TO AUTHORIZE ROCKINGHAM COUNTY TO PARTICIPATE IN THE REDEVELOPMENT OF CERTAIN ABANDONED PROPERTY. (CHAPTER 418)

H.B. 473, AN ACT TO SEPARATE THE REAL ESTATE APPRAISAL BOARD FROM THE REAL ESTATE COMMISSION. (CHAPTER 419)

H.B. 914, AN ACT TO AUTHORIZE THE NORTH CAROLINA STATE BOARD OF DENTAL EXAMINERS TO COLLECT A SPECIAL FEE FROM NORTH CAROLINA LICENSED DENTISTS, WITH THE RESULTING FUNDS TO BE USED TO PAY EXPENSES OF NEWLY AUTHORIZED STATE-SANCTIONED PEER REVIEW ORGANIZATIONS TO OPERATE PROGRAMS FOR IMPAIRED DENTISTS. (CHAPTER 420)

H.B. 1212, AN ACT TO CHANGE CERTAIN FEES CHARGED BY AUCTIONEERS AND TO AMEND THE REQUIREMENTS FOR DEPOSITS IN TRUST OR ESCROW ACCOUNTS BY AUCTIONEERS. (CHAPTER 421)

S.B. 590, AN ACT TO INCREASE FEES FOR BOAT CERTIFICATES OF NUMBER AND TO CLARIFY THE USE OF THE FEES. (CHAPTER 422)

S.B. 643, AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE RETALIATORY EMPLOYMENT DISCRIMINATION LAW. (CHAPTER 423)

S.B. 787, AN ACT TO IMPOSE A PENALTY FOR FAILURE TO COMPLY WITH ESC TAX REPORTING REQUIREMENTS. (CHAPTER 424)

S.B. 924, AN ACT TO RAISE THE FEES CHARGED BY REGISTERS OF DEEDS FOR THE RECORDING OF INSTRUMENTS AND FOR THE PROBATE OF INSTRUMENTS, TO PROVIDE THAT REGISTERS OF DEEDS SHALL NOT CHARGE A FEE FOR RECORDING THE SATISFACTION OF MORTGAGES AND DEEDS OF TRUST, AND TO REMOVE THE REQUIREMENT THAT SUBSTITUTIONS OF TRUSTEES BE RECORDED AS SEPARATE INSTRUMENTS. (CHAPTER 425)

H.B. 802, AN ACT TO PROVIDE FOR ONE-HALF THE NORMAL WEIGHT PENALTY FOR VEHICLES HAULING RECYCLABLE MATERIALS. (CHAPTER 426)

H.J.R. 393, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE JOHN C. CAMPBELL FOLK SCHOOL AND THE PENLAND SCHOOL OF CRAFTS AND DECLARING BOTH SCHOOLS AS NORTH CAROLINA ARTS AND CRAFTS RESOURCES. (RESOLUTION 23)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative James for the Committee on Agriculture:

Senate Committee Substitute No. 2 for **H.B. 982**, A BILL TO BE ENTITLED AN ACT TO PERMIT INCREASED WEIGHTS FOR

HAULING AGRICULTURAL CROPS WITHIN THIRTY-FIVE MILES OF THE FARM WHERE THEY WERE GROWN, with recommendation that the House concur.

Senate Committee Substitute Bill No. 2 is placed on the Calendar for July 22.

H.B. 1029, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE LICENSING REQUIREMENTS FOR CERTAIN PESTICIDE APPLICATORS, with a favorable report.

RE-REFERRAL

On motion of Representative Ramsey, pursuant to Rule 39.2, **S.B. 778**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT EITHER SPOUSE MAY DIRECT A LENDER TO CEASE MAKING ADVANCES ON AN EQUITY LINE OF CREDIT SECURED BY REAL PROPERTY OWNED BY THE SPOUSES AS JOINT TENANTS OR TENANTS BY THE ENTIRETY, is withdrawn from the Committee on Financial Institutions and re-referred to the Committee on Judiciary II.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 20, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in House Committee Substitute for **S.B. 853**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES THAT WILL DERIVE ECONOMIC BENEFITS FROM THE NORTH CAROLINA GLOBAL TRANSPARK TO FORM A GLOBAL TRANSPARK DEVELOPMENT ZONE TO PROMOTE ECONOMIC DEVELOPMENT OF, AND TO ENCOURAGE INFRASTRUCTURE CONSTRUCTION IN, THE COUNTIES OF THE ZONE, and requests conferees. The President Pro Tempore appoints: Senator Kerr, Chairman; Senators Cooper, Warren, Jordan, Speed, Daniel, Perdue, Soles, Winner of Buncombe, Martin of Pitt, Albertson, and Codington, on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate:

Committee Substitute for **S.B. 605**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A FUNDING FORMULA AND A SELECTION PROCESS FOR THE INCLUSION OF WORKS OF ART IN

STATE BUILDINGS AND TO EXEMPT FROM SALES TAX SALES TO STATE AGENCIES OF WORKS OF ART FOR STATE BUILDINGS, is read the first time and referred to the Committee on Appropriations.

S.B. 922, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN EXAMINATION AND AN EXAMINATION FEE FOR SURETY BONDSMEN LICENSE APPLICANTS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Senate Committee Substitute for **H.B. 747**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA VETERINARY PRACTICE ACT, is returned for concurrence in Senate committee substitute.

On motion of Representative Dickson, Rule 43.2 is suspended and the Senate committee substitute bill is placed on the Calendar for immediate consideration.

On motion of Representative Dickson, the House does not concur in the Senate committee substitute, by electronic vote (94–0), and conferees are requested.

Senate Committee Substitute for **H.B. 1062**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MENTALLY RETARDED PERSON CONVICTED OF FIRST DEGREE MURDER MAY NOT BE SENTENCED TO DEATH, is returned for concurrence in Senate committee substitute.

On motion of Representative Fitch, Rule 43.2 is suspended and the Senate committee substitute bill is placed on the Calendar for immediate consideration.

On motion of Representative Fitch, the House does not concur in the Senate committee substitute, by electronic vote (86–6), and conferees are requested.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Nesbitt for the Committee on Appropriations:

Committee Substitute for **S.B. 26**, A BILL TO BE ENTITLED AN ACT TO MAKE APPROPRIATIONS TO PROVIDE CAPITAL IMPROVEMENTS FOR STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, with a favorable report as to House committee substitute bill, as amended, unfavorable as to Senate committee substitute bill.

On motion of Representative Nesbitt, Rule 36(a) is suspended and the House committee substitute bill is placed on today's Calendar for immediate consideration. The Senate committee substitute bill is placed on the Unfavorable Calendar.

On motion of Representative Nesbitt, Committee Amendment Nos. 1 and 2 are adopted.

Representative Mavretic offers Amendment No. 3 which is adopted.

Representative Nesbitt calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading, by electronic vote (94–18), and there being no objection is read a third time.

Representative Brawley offers Amendment No. 4 which fails of adoption by electronic vote (38–65).

Representative Nesbitt calls the previous question on the passage of the bill and the call is sustained.

The House committee substitute, as amended, passes its third reading and is ordered sent to the Senate, without engrossment, for concurrence by Special Message.

CALENDAR

Action is taken on the following:

House Committee Substitute for **S.B. 501**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE AVERY COUNTY TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX ON BUSINESSES IN THE COUNTY THAT ARE NOT SUBJECT TO A MUNICIPAL OCCUPANCY TAX AND TO SET THE MAXIMUM ROOM OCCUPANCY TAX RATE FOR ACCOMMODATIONS FURNISHED IN AVERY COUNTY, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnhill, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dickson, Dockham, Easterling, Edwards, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Holmes, Holt, Jack Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Sexton, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wood – 104.

Voting in the negative: Representatives Creech and Judy Hunt – 2.

Excused absences: Representatives Brubaker, Diamont, Hensley, Kinney, Lutz, and Wright – 6.

House Committee Substitute for **S.B. 1157**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO PERMIT CITIES AND COUNTIES TO ISSUE BONDS TO FINANCE THE PUBLIC PORTION OF ECONOMIC DEVELOPMENT PROJECTS AND TO AUTHORIZE COUNTIES AND CITIES TO ACCEPT AS CONSIDERATION FOR A CONVEYANCE OR LEASE OF PROPERTY TO A PRIVATE PARTY THE AMOUNT OF INCREASED TAX REVENUE EXPECTED TO BE GENERATED BY THE IMPROVEMENTS TO BE CONSTRUCTED ON THE PROPERTY.

Representative G. Miller offers Amendment No. 3 which is adopted by electronic vote (104-0).

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate for concurrence in House committee substitute by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Black, Bowie, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Decker, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Flaherty, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hayes, Hill, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lemmond, Luebke, Mavretic, McCombs, McCrary, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Robinson, Rogers, Russell, Sexton, Smith, Stamey, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wood - 91.

Voting in the negative: Representatives Bowen, Cummings, DeVane, Fussell, Gamble, Gist, Hall, Hightower, Lee, McAllister, McLaughlin, McLawhorn, Nesbitt, Richardson, Spears, and Warner - 16.

Excused absences: Representatives Brubaker, Diamont, Hensley, Kinney, Lutz, and Wright - 6.

Committee Substitute for **H.B. 1003**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CREATION OF THE CENTENNIAL AUTHORITY.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate for concurrence in House committee substitute by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Baddour, Balmer, Barbee, Barnes, Barnhill, Berry, Black, Bowen, Bowie, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dickson, Dockham, Easterling, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gottovi, Grady, Green, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, James, Jarrell, Jeffus, Jenkins, Joye, Justus,

Kennedy, Kuczmarski, Lee, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, Mercer, B. Miller, G. Miller, Miner, Moore, Morgan, Nesbitt, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Sexton, Smith, Spears, Stamey, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wood – 96.

Voting in the negative: Representatives Arnold, Gardner, Gray, and Mitchell – 4.

Excused absences: Representatives Brubaker, Diamont, Hensley, Kinney, Lutz, and Wright – 6.

House Committee Substitute for **S.B. 155**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE REVENUE LAWS AND TO CLARIFY AND MODIFY THE TAX SECRECY PROVISION, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Bowen, Bowie, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culpepper, Cummings, Cunningham, Daughtry, Decker, Dickson, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Holt, Jack Hunt, H. Hunter, R. Hunter, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Rogers, Russell, Sexton, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilmoth, C. Wilson, and Wood – 100.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Diamont, Hensley, Kinney, Lutz, and Wright – 6.

CONFERENCE REPORT

Representative Hackney sends forth the Conference Report on House Committee Substitute for **S.B. 128**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN TRANSFERS OF VEHICLES FROM THE HIGHWAY USE TAX, TO REIMBURSE THE HIGHWAY TRUST FUND FOR REVENUE THAT WOULD OTHERWISE BE LOST AS A RESULT OF THE EXEMPTIONS, TO INCREASE REVENUES TO PROVIDE FUNDS TO MAKE THE REIMBURSEMENT, TO LOWER THE MAXIMUM HIGHWAY USE TAX ON CERTAIN COMMERCIAL VEHICLES, TO INCREASE THE ANNUAL REGISTRATION FEES FOR CERTAIN PROPERTY-HAULING VEHICLES, AND TO CREDIT THE INCREASED REVENUE FROM THE REGISTRATION FEES TO

THE HIGHWAY TRUST FUND. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of July 22.

CONFEREES APPOINTED

The Speaker announces the following conferees on Senate Committee Substitute for **H.B. 1062**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MENTALLY RETARDED PERSON CONVICTED OF FIRST DEGREE MURDER MAY NOT BE SENTENCED TO DEATH: Representatives Fitch, Holt, H. Hunter, Esposito, Michaux, Flaherty, Colton, J. Preston, McAllister, and Richardson.

The Senate is so notified by Special Message.

The Speaker announces the following conferees on Senate Committee Substitute for **H.B. 747**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA VETERINARY PRACTICE ACT: Representatives Dickson, McLaughlin, James, Holmes, and Black.

The Senate is so notified by Special Message.

The Speaker announces the following conferees on Senate Committee Substitute for **H.B. 1008**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CLASS I FELONY TO POSSESS OR CARRY A FIREARM OR EXPLOSIVE ON EDUCATIONAL PROPERTY OR TO CAUSE, ENCOURAGE, OR AID A MINOR TO POSSESS OR CARRY A FIREARM OR EXPLOSIVE ON EDUCATIONAL PROPERTY, TO MAKE IT A MISDEMEANOR TO CAUSE, ENCOURAGE, OR AID A MINOR TO TAKE OR POSSESS OTHER TYPES OF WEAPONS ON EDUCATIONAL PROPERTY, TO MAKE IT A MISDEMEANOR TO FAIL TO STORE FIREARMS IN A REASONABLE MANNER FOR THE PROTECTION OF MINORS AND TO FAIL TO WARN A PERSON OF THIS LAW UPON THE SALE OR TRANSFER OF A FIREARM, AND TO PROVIDE THAT ANY JUVENILE BRINGING A GUN OR DANGEROUS WEAPON TO SCHOOL SHALL BE INELIGIBLE FOR A NORTH CAROLINA DRIVERS LICENSE UNTIL THE JUVENILE IS EIGHTEEN YEARS OF AGE: Representatives Hensley, B. Miller, Nesbitt, Cummings, Bowie, Lemmond, Colton, Barnes, Michaux, and G. Thompson.

The Senate is so notified by Special Message.

The Speaker announces the following conferees on House Committee Substitute for **S.B. 853**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES THAT WILL DERIVE ECONOMIC BENEFITS FROM THE NORTH CAROLINA GLOBAL TRANSPARK TO FORM A GLOBAL TRANSPARK DEVELOPMENT ZONE TO PROMOTE ECONOMIC DEVELOPMENT OF, AND TO ENCOURAGE INFRASTRUCTURE CONSTRUCTION IN, THE COUNTIES OF THE ZONE: Representatives Hackney and G. Miller, Co-Chairs; Representatives Fitch, Baddour, Redwine, Russell, Grady, McAllister, Braswell, Arnold, Bowen, Alphin, Smith, and Edwards.

The Senate is so notified by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative James for the Committee on Agriculture:

S.B. 1222, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A DISABLED SPORTSMAN PROGRAM UNDER THE WILDLIFE RESOURCES COMMISSION, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for July 23. The original bill is placed on the Unfavorable Calendar.

By Representative Gottovi for the Committee on Environment:

Committee Substitute for **S.B. 1165**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FEES COLLECTED UNDER THE COMMERCIAL HAZARDOUS WASTE FACILITIES RESIDENT INSPECTORS PROGRAM ARE NONREVERTING, TO REVISE THE METHOD BY WHICH RESIDENT INSPECTORS ARE ASSIGNED, AND TO PROVIDE THAT CERTAIN FACILITIES THAT BURN HAZARDOUS WASTE AS A FUEL ARE SUBJECT TO THE RESIDENT INSPECTORS PROGRAM, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance.

By Representative Stamey for the Committee on Transportation:

H.B. 1357, A BILL TO BE ENTITLED AN ACT TO ALLOW VOLUNTARY MEDICAL AND ORGAN DONOR INFORMATION TO BE PLACED ON DRIVERS LICENSE AND SPECIAL IDENTIFICATION CARDS AND TO SET FEES FOR THESE SPECIAL DRIVERS LICENSES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

CONFERENCE REPORT

Representative Flaherty sends forth the Conference Report on Senate Committee Substitute for **H.B. 799**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CITIES AND COUNTIES FROM CERTAIN ZONING NOTICE REQUIREMENTS AND TO REPEAL VARIOUS LOCAL ACTS. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of July 22.

The House recesses at 2:21 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

CALENDAR (continued)

Senate Committee Substitute for **H.B. 876**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NO-WAKE ZONE ON A PORTION OF THE WACCAMAW AND PAMLICO RIVERS.

On motion of Representative Redwine, the House concurs in the Senate committee substitute and the bill is ordered enrolled.

Committee Substitute for **H.B. 106**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE OFFICE OF STATE PERSONNEL TO REVIEW STATE CYTOTECHNOLOGIST SALARIES.

On motion of Representative Dickson, the House concurs in the Senate amendment, by electronic vote (83-0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 358**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS OF THE CHILD FATALITY TASK FORCE TO ENCOURAGE PROSECUTORIAL CHILD PROTECTION INITIATIVES, AND TO MODIFY THE CONDITIONS FOR BAIL AND PRETRIAL RELEASE FOR PERSONS ACCUSED OF SEX OFFENSES AND CRIMES OF VIOLENCE AGAINST CHILD VICTIMS.

On motion of Representative Kennedy, the House does not concur in the Senate committee substitute, by electronic vote (88-0), and conferees are requested.

The Speaker appoints Representatives Kennedy, Richardson, Michaux, Flaherty, Spears, and Decker as conferees on the part of the House and the Senate is so notified by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Mavretic for the Committee on Health and Human Services:

S.B. 575, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE PAYMENT OF OUTSTANDING FINES AS A CONDITION OF LICENSE RENEWAL FOR DOMICILIARY CARE FACILITIES AND NURSING FACILITIES, with a favorable report.

CALENDAR (continued)

H.B. 720, A BILL TO BE ENTITLED AN ACT TO INCREASE THE INCOME TAX CREDIT FOR CHILD AND DEPENDENT

CARE EXPENSE FOR FAMILIES WITH INCOME BELOW FORTY THOUSAND DOLLARS A YEAR.

On motion of Representative G. Miller, the House concurs in the Senate amendment, by electronic vote (98–0), and the bill is ordered enrolled.

MOTION TO WITHDRAW BILL FROM COMMITTEE

Representative Balmer moves that **S.B. 945**, A BILL TO BE ENTITLED AN ACT PERMITTING THE USE OF DEADLY FORCE AGAINST AN INTRUDER UNDER CERTAIN CIRCUMSTANCES, be withdrawn from the Committee on Courts and Justice and placed on the Calendar for immediate consideration.

Representative Balmer calls the question on the motion and the call is sustained.

The motion fails.

CALENDAR (continued)

Senate Committee Substitute No. 2 for **H.B. 908**, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES THAT ADDRESS SUITS BROUGHT BY INDIGENTS AND APPEALS PROSECUTED BY INDIGENTS.

On motion of Representative Michaux, the House concurs in Senate Committee Substitute No. 2, by electronic vote (98–0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 1089**, A BILL TO BE ENTITLED AN ACT RELATING TO THE DEFINITION OF PYROTECHNICS UNDER CHAPTER 14 OF THE NORTH CAROLINA GENERAL STATUTES.

On motion of Representative Redwine, the House concurs in the Senate committee substitute, by electronic vote (73–14), and the bill is ordered enrolled.

CONFERENCE REPORT

Representative Gottovi sends forth the Conference Report on House Committee Substitute for **S.B. 100**, A BILL TO BE ENTITLED AN ACT TO VEST AUTHORITY IN THE SECRETARY OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO GRANT SHELLFISH CULTIVATION LEASES, TO MAKE CHANGES TO CHAPTER 113 OF THE NORTH CAROLINA GENERAL STATUTES, AND TO PREVENT MARINE LITTER. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of July 22.

CALENDAR (continued)

H.B. 1157, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE LAW RELATING TO THE NORTH CAROLINA COURTS COMMISSION.

REPRESENTATIVE COLTON, SPEAKER PRO TEMPORE, PRESIDING.

On motion of Representative R. Hunter, the House concurs in the Senate amendment, by electronic vote (86–0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 1172**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE QUALIFIED TORT LIABILITY PROTECTION FOR HEALTH CARE PERSONNEL TO INCLUDE MEDICAL SERVICES RENDERED BY HEALTH CARE PERSONNEL WITHOUT COMPENSATION AT THEIR PLACE OF EMPLOYMENT TO A PATIENT.

On motion of Representative Green and without objection, the bill is temporarily displaced.

S.B. 154, A BILL TO BE ENTITLED AN ACT TO MAKE MOBILE CLASSROOMS AND MOBILE OFFICES SUBJECT TO SALES TAX RATHER THAN HIGHWAY USE TAX AND TO EXEMPT CERTAIN MOBILE CLASSROOMS FROM SALES TAX.

On motion of Representative Jarrell, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Balmer, Barbee, Barnes, Barnhill, Beall, Berry, Bowie, Bowman, Brawley, D. Brown, Burton, Church, Cole, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Dickson, Dockham, Easterling, Esposito, Flaherty, Gamble, Gardner, Gottovi, Grady, Green, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Howard, Jack Hunt, R. Hunter, Jarrell, Jeffus, Joye, Justus, Kuczmarski, Lee, Lemmond, Luebke, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, B. Miller, G. Miller, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, J. Preston, Ramsey, Rogers, Russell, Sexton, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Warner, Weatherly, and Wilkins – 76.

Voting in the negative: Representative Mavretic.

Excused absences: Representatives Brubaker, Diamont, Hensley, Kinney, Lutz, C. Preston, Wainwright, and Wright – 8.

House Committee Substitute for **S.B. 1112**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CLEAN WATER REVOLVING LOAN AND GRANT PROGRAM TO ALLOW MUNICIPALITIES TO PLEDGE USER FEES OR ANY AVAILABLE SOURCES OF REVENUES FOR THE PAYMENT OF REVOLVING FUNDS AND TO CLARIFY THE AUTHORITY OF THE ENVIRONMENTAL MANAGEMENT COMMISSION WITH RESPECT TO CERTIFICATION OF LABORATORIES THAT MONITOR WATER AND AIR QUALITY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barbee, Barnes, Barnhill, Berry, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Crawford, Creech, Culp, Culpepper, Cummings, Decker, Dickson, Dockham, Easterling, Ellis, Esposito, Flaherty, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hall, Hayes, Hill, Howard, Jack Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nichols, Nye, Oldham, J. Preston, Ramsey, Rogers, Russell, Sexton, Smith, Spears, Stewart, Tallent, G. Thompson, Warner, Weatherly, Wilkins, and Wilmoth - 79.

Voting in the negative: Representative Gamble.

Excused absences: Representatives Brubaker, Diamont, Hensley, Kinney, Lutz, C. Preston, Wainwright, and Wright - 8.

Senate Committee Substitute for **H.B. 1172**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE QUALIFIED TORT LIABILITY PROTECTION FOR HEALTH CARE PERSONNEL TO INCLUDE MEDICAL SERVICES RENDERED BY HEALTH CARE PERSONNEL WITHOUT COMPENSATION AT THEIR PLACE OF EMPLOYMENT TO A PATIENT.

On motion of Representative R. Hunter, the House concurs in the Senate committee substitute, by electronic vote (83-0), and the bill is ordered enrolled.

Committee Substitute No. 2 for **H.B. 988**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LICENSURE ACT FOR SPEECH AND LANGUAGE PATHOLOGISTS AND AUDIOLOGISTS TO EXEMPT CERTAIN ASSISTANT PERSONNEL FROM THE LICENSURE REQUIREMENT IF THEY ARE REGISTERED WITH THE BOARD BY THEIR EMPLOYER, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barbee, Barnes, Barnhill, Berry, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Crawford, Creech, Culp, Culpepper, Cummings, Decker, Dickson, Dockham, Easterling, Ellis, Esposito, Flaherty, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Howard, Jack Hunt, H. Hunter, R. Hunter, James, Jarrell, Jeffus, Jenkins, Joye, Kuczmarski, Lee, Lemmond, Luebke, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, J. Preston, Ramsey, Robinson, Rogers, Russell, Spears, Stewart, Sutton, Tallent, G. Thompson, Warner, Weatherly, and Wilmoth - 82.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Diamont, Hensley, Kinney, Lutz, C. Preston, Sexton, Wainwright, and Wright - 9.

S.B. 516, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE EXTENSION OF COUNTY HOUSING AUTHORITY JURISDICTION TO CITIES LOCATED IN WHOLE OR IN PART WITHIN THE COUNTY'S BOUNDARIES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barbee, Barnes, Barnhill, Berry, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Crawford, Creech, Culp, Culpepper, Cummings, Daughtry, Decker, Dickson, Dockham, Easterling, Ellis, Esposito, Flaherty, Gardner, Gottovi, Grady, Gray, Green, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Holmes, Howard, Jack Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Nye, Oldham, J. Preston, Ramsey, Robinson, Rogers, Russell, Spears, Stewart, Sutton, Tallent, G. Thompson, Warner, Weatherly, Wilkins, Wilmoth, and Wood - 88.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Diamont, Hensley, Kinney, Lutz, C. Preston, Sexton, Wainwright, and Wright - 9.

House Committee Substitute for **S.B. 8**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HEALTH CARE PROVIDERS FROM REFERRING PATIENTS TO HEALTH CARE GOODS OR SERVICES OFFERED BY ENTITIES IN WHICH THE REFERRING PROVIDER HAS AN OWNERSHIP INTEREST.

Representative Alexander requests that she be excused from voting on this bill under Rule 24.1A and this request is granted.

The bill passes its second reading, by electronic vote (85-5), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

House Committee Substitute for **S.B. 954**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DIRECT PAYMENT OF CERTIFIED SOCIAL WORKERS AND CERTAIN ADVANCED PRACTICE REGISTERED NURSES UNDER HEALTH INSURANCE POLICIES AND PLANS, passes its second reading, by electronic vote (87-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

SPEAKER BLUE PRESIDING.

CONFERENCE REPORT

Representative Hackney sends forth the Conference Report on House Committee Substitute for **S.B. 60**, A BILL TO BE ENTITLED

AN ACT TO IMPOSE AN ADVANCE DISPOSAL TAX ON NEW WHITE GOODS, TO REQUIRE EACH COUNTY TO PROVIDE FOR THE MANAGEMENT OF DISCARDED WHITE GOODS, AND TO PROVIDE FOR THE REMOVAL OF CHLOROFLUOROCARBON REFRIGERANTS FROM WHITE GOODS. The Chair rules the Conference Report to be material, thus constituting its first reading. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of July 22.

CALENDAR (continued)

House Committee Substitute for **S.B. 880**, A BILL TO BE ENTITLED AN ACT TO ENABLE LOCAL BOARDS OF EDUCATION TO EXPEL FROM SCHOOL THOSE STUDENTS WHOSE INTENTIONAL ACTS CREATE A CLEAR THREAT TO THE SAFETY OF OTHER STUDENTS, EMPLOYEES, OR PERSONS AT THE SCHOOL AND TO SET OUT CERTAIN DUE PROCESS REQUIREMENTS FOR EXPULSION.

Representative Barnes moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Education.

Representative Barnes calls the previous question on the motion and the call is sustained by electronic vote (83-11).

The motion fails by electronic vote (45-50).

Representative Barnes moves that the bill be withdrawn from the Calendar and placed on the Calendar of July 22.

A division having been called, the motion carries by electronic vote (57-38).

The House recesses at 6:40 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

CALENDAR (continued)

House Committee Substitute for **S.B. 658**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE PROPERTY TAX EXEMPTION FOR COMPUTER SOFTWARE.

Representative Alexander requests that she be excused from voting on this bill under Rule 24.1A and this request is granted.

The bill passes its second reading, by electronic vote (88-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

House Committee Substitute for **S.J.R. 594**, A JOINT RESOLUTION HONORING THE MEMORY OF PAUL GREEN,

DRAMATIST LAUREATE OF NORTH CAROLINA AND ESTABLISHING THE NORTH CAROLINA CENTER FOR THE BOOK, passes its second reading, by electronic vote (93–0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute resolution by Special Message.

House Committee Substitute for **S.B. 806**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VOTER REGISTRATION SHALL BE THE SOLE CRITERIA FOR ALLOCATING VOTING MACHINES AMONG PRECINCTS IN ANY COUNTY WITH FOUR HUNDRED FIFTY THOUSAND OR MORE POPULATION, passes its second reading, by electronic vote (94–1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

S.B. 216, A BILL TO BE ENTITLED AN ACT TO REPEAL THE REQUIREMENT THAT THE DEPARTMENT OF THE SECRETARY OF STATE REPORT TO THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS ON THE BUSINESS LICENSE INFORMATION OFFICE, passes its second reading, by electronic vote (94–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 217, A BILL TO BE ENTITLED AN ACT TO REPEAL THE REQUIREMENT THAT THE DEPARTMENT OF CULTURAL RESOURCES REPORT TO THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS ON THE OPERATION OF THE STATE DEPOSITORY LIBRARY SYSTEM, passes its second reading, by electronic vote (93–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 572, A BILL TO BE ENTITLED AN ACT TO PROMOTE MARKETS FOR RECYCLABLES AND TO PROMOTE WASTE REDUCTION BY THE STATE BY REQUIRING REPORTS PUBLISHED BY THE STATE TO MEET CERTAIN STANDARDS AS TO COMPOSITION, BY LIMITING THE DISTRIBUTION OF STATE REPORTS, AND BY ENCOURAGING COMMUNITY COLLEGES AND NONPROFIT CORPORATIONS THAT RECEIVE STATE FUNDS TO PREPARE REPORTS ACCORDING TO THESE STANDARDS AND TO PROVIDE THAT MAILING LISTS OF ALUMNI NEED NOT BE PURGED, passes its second reading, by electronic vote (96–1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Stamey for the Committee on Transportation:

H.B. 815, A BILL TO BE ENTITLED AN ACT AUTHORIZING BURKE COUNTY TO ASSIST THOROUGHFARE PLAN IMPLEMENTATION, with recommendation that the House concur.

The bill is placed on the Calendar for July 22.

By Representative Lee for the Committee on Pensions and Retirement:

House Committee Substitute for **S.B. 600**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LEGISLATIVE RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, AND THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM TO COMPLY WITH THE INTERNAL REVENUE CODE, AND TO PERMIT CERTAIN ROLLOVERS AMONG QUALIFIED PLANS, with a favorable report.

Representative Jack Hunt moves at 10:50 p.m., seconded by Representative Barnes, and pursuant to Rule 5(11) and the reading of conference reports, that the House adjourn to reconvene July 22 at 1:00 p.m.

The House stands adjourned at 11:35 p.m.

ONE HUNDRED EIGHTH DAY

HOUSE OF REPRESENTATIVES
Thursday, July 22, 1993

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 21 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Lutz, Wood, and Wright for today.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 106, AN ACT TO DIRECT THE OFFICE OF STATE PERSONNEL TO REVIEW STATE CYTOTECHNOLOGIST SALARIES. (CHAPTER 427)

H.B. 152, AN ACT TO MODIFY THE BANNER ELK ROOM OCCUPANCY TAX. (CHAPTER 428)

H.B. 225, AN ACT TO ALLOW ADDITIONAL RETROACTIVE MEMBERSHIP IN THE NORTH CAROLINA FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND. (CHAPTER 429)

H.B. 401, AN ACT TO AUTHORIZE THE UNIVERSITY OF NORTH CAROLINA TO RETAIN THE NET PROCEEDS FROM SALE OF THE FORMER RESIDENCE OF THE CHANCELLOR OF NORTH CAROLINA CENTRAL UNIVERSITY. (CHAPTER 430)

H.B. 450, AN ACT TO REWRITE THE LAW REGARDING THE GREENSBORO FIREMEN'S SUPPLEMENTAL RETIREMENT SYSTEM. (CHAPTER 431)

H.B. 720, AN ACT TO INCREASE THE INCOME TAX CREDIT FOR CHILD AND DEPENDENT CARE EXPENSE FOR FAMILIES WITH INCOME BELOW FORTY THOUSAND DOLLARS A YEAR. (CHAPTER 432)

H.B. 843, AN ACT TO REQUIRE THE DEPARTMENT OF REVENUE TO INCLUDE IN ITS BIENNIAL TAX EXPENDITURE REPORT ESTIMATES OF THE AMOUNT BY WHICH EACH TAX EXPENDITURE REDUCES STATE REVENUES AND TO SEND A COPY OF THE REPORT TO EACH LEGISLATOR. (CHAPTER 433)

H.B. 876, AN ACT TO ESTABLISH A NO-WAKE ZONE ON A PORTION OF THE WACCAMAW AND PAMLICO RIVERS. (CHAPTER 434)

H.B. 908, AN ACT TO AMEND THE STATUTES THAT ADDRESS SUITS BROUGHT BY INDIGENTS AND APPEALS PROSECUTED BY INDIGENTS. (CHAPTER 435)

H.B. 1027, AN ACT PROVIDING THAT ANY FORUM SELECTION PROVISION IN A CONTRACT ENTERED INTO IN NORTH CAROLINA IS VOID AS AGAINST PUBLIC POLICY. (CHAPTER 436)

H.B. 1089, AN ACT RELATING TO THE DEFINITION OF PYROTECHNICS UNDER CHAPTER 14 OF THE NORTH CAROLINA GENERAL STATUTES. (CHAPTER 437)

H.B. 1157, AN ACT TO MAKE CHANGES IN THE LAW RELATING TO THE NORTH CAROLINA COURTS COMMISSION. (CHAPTER 438)

H.B. 1172, AN ACT TO EXTEND THE QUALIFIED TORT LIABILITY PROTECTION FOR HEALTH CARE PERSONNEL TO INCLUDE MEDICAL SERVICES RENDERED BY HEALTH CARE

PERSONNEL WITHOUT COMPENSATION AT THEIR PLACE OF EMPLOYMENT TO A PATIENT. (CHAPTER 439)

S.B. 162, AN ACT TO LIMIT THE NUMBER OF MOTOR VEHICLE DEALER LICENSE PLATES THAT CAN BE ISSUED TO THE SAME DEALER, TO MODIFY THE SANCTIONS FOR MISUSE OF A DEALER LICENSE PLATE, TO EXPAND THE USE OF TRANSPORTER PLATES, TO ESTABLISH A SPECIAL SPORTS EVENT TEMPORARY PLATE, AND TO CHANGE THE FEES FOR DEALER PLATES AND TRANSPORTER PLATES. (CHAPTER 440)

S.B. 796, AN ACT TO EXTEND THE STATUTE OF LIMITATIONS FOR CIVIL ACTIONS BROUGHT BY THE STATE TO ENFORCE THE LAWS AGAINST BID RIGGING ON GOVERNMENT CONTRACTS. (CHAPTER 441)

S.B. 1025, AN ACT TO PROVIDE FOR PAYMENT OF THE CIGARETTE TAX BY REPORTING RATHER THAN BY TAX STAMPS. (CHAPTER 442)

S.B. 1141, AN ACT TO EXPAND THE TAX CREDITS FOR QUALIFIED BUSINESS INVESTMENTS AND TO PROVIDE THAT THE TAX CREDITS SHALL SUNSET FOR INVESTMENTS MADE ON OR AFTER JANUARY 1, 1999. (CHAPTER 443)

H.B. 992, AN ACT TO MODIFY THE TYPES OF INDUSTRIAL DEVELOPMENT FOR WHICH THE INDUSTRIAL DEVELOPMENT FUND MAY BE USED. (CHAPTER 444)

H.B. 1167, AN ACT TO ADD TO THE INVESTMENT AUTHORITY OF JOINT MUNICIPAL POWER AGENCIES. (CHAPTER 445)

S.B. 216, AN ACT TO REPEAL THE REQUIREMENT THAT THE DEPARTMENT OF THE SECRETARY OF STATE REPORT TO THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS ON THE BUSINESS LICENSE INFORMATION OFFICE. (CHAPTER 446)

S.B. 217, AN ACT TO REPEAL THE REQUIREMENT THAT THE DEPARTMENT OF CULTURAL RESOURCES REPORT TO THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS ON THE OPERATION OF THE STATE DEPOSITORY LIBRARY SYSTEM. (CHAPTER 447)

S.B. 572, AN ACT TO PROMOTE MARKETS FOR RECYCLABLES AND TO PROMOTE WASTE REDUCTION BY THE STATE BY REQUIRING REPORTS PUBLISHED BY THE STATE TO MEET CERTAIN STANDARDS AS TO COMPOSITION, BY LIMITING THE DISTRIBUTION OF STATE REPORTS, AND BY ENCOURAGING COMMUNITY COLLEGES AND NONPROFIT CORPORATIONS THAT RECEIVE STATE FUNDS TO PREPARE REPORTS ACCORDING TO THESE STANDARDS AND TO PROVIDE THAT MAILING LISTS TO ALUMNI NEED NOT BE PURGED. (CHAPTER 448)

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced, read the first time and referred to committee:

By Representatives Culpepper, J. Brown, Ellis, Flaherty, Hightower, James, Michaux, Rogers, Stamey, G. Thompson, and Wilmoth:

H.J.R. 1498, A JOINT RESOLUTION HONORING THE LATE RAYMOND MARKHAM "PETE" THOMPSON, SR., FORMER MEMBER OF THE GENERAL ASSEMBLY.

On motion of Representative Culpepper, Rule 32(a) is suspended and the resolution is placed before the House for immediate consideration.

The resolution passes its second reading, by electronic vote (97–0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 21, 1993

Mr. Speaker:

Pursuant to your message received Wednesday, July 21, that the House of Representatives fails to concur in Senate Committee Substitute for **H.B. 747**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA VETERINARY PRACTICE ACT, and requests conferees, the President Pro Tempore appoints: Senator Winner of Buncombe, Chairman; Senators Allran, Johnson, Jordan, and Speed on the part of the Senate to confer with the committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 987, A BILL TO BE ENTITLED AN ACT TO ESTABLISH PEER REVIEW FOR OPTOMETRISTS AND TO ESTABLISH AN OPTOMETRIST PRIVILEGE, with a favorable report, as amended.

S.B. 659, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT DEPOSITS ON RETURNABLE AERONAUTIC REPLACEMENT PARTS WILL BE TREATED THE SAME WAY AS

DEPOSITS ON RETURNABLE AUTOMOTIVE, INDUSTRIAL, MARINE, AND FARM REPLACEMENT PARTS FOR SALES TAX PURPOSES, with a favorable report.

S.B. 887, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF SANTEETLAH TO MAKE EQUAL ASSESSMENTS FOR EACH LOT IN A NEW SYSTEM, with a favorable report.

S.B. 1111, A BILL TO BE ENTITLED AN ACT TO ALLOW EACH OF THE MEMBERS OF THE FARMERS MUTUAL FIRE INSURANCE ASSOCIATION OF NORTH CAROLINA TO BE INDEPENDENTLY CHARTERED, with a favorable report, as amended.

Committee Substitute for **S.B. 1165**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FEES COLLECTED UNDER THE COMMERCIAL HAZARDOUS WASTE FACILITIES RESIDENT INSPECTORS PROGRAM ARE NONREVERTING, TO REVISE THE METHOD BY WHICH RESIDENT INSPECTORS ARE ASSIGNED, AND TO PROVIDE THAT CERTAIN FACILITIES THAT BURN HAZARDOUS WASTE AS A FUEL ARE SUBJECT TO THE RESIDENT INSPECTORS PROGRAM, with a favorable report, as amended.

CALENDAR

Action is taken on the following:

CONFERENCE REPORT

Representative Hackney moves the adoption of the following Conference Report.

House Committee Substitute No. 2 for S.B. 60

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **S.B. 60**, A BILL TO BE ENTITLED AN ACT TO IMPOSE AN ADVANCE DISPOSAL TAX ON NEW WHITE GOODS, TO REQUIRE EACH COUNTY TO PROVIDE FOR THE MANAGEMENT OF DISCARDED WHITE GOODS, AND TO PROVIDE FOR THE REMOVAL OF CHLOROFLUOROCARBON REFRIGERANTS FROM WHITE GOODS, House Finance Committee Substitute Favorable 7/15/93, Fourth Edition

wish to report as follows:

The Senate concurs in the House Finance Committee Substitute Favorable 7/15/93, Fourth Edition with the following amendments:

on page 2, lines 25–30 by rewriting those lines to read:

"(a) Exemptions. -- Except for the exemption provided in G.S. 105–164.13(17), the exemptions in G.S. 105–164.13 do not apply to the taxes imposed by this Article.

(b) Refunds. -- The refunds allowed in G.S. 105-164.14 do not apply to the taxes imposed by this Article. A person who buys at least 50 new white goods of any kind in the same sale or purchase may obtain a refund equal to sixty percent (60%) of the amount of tax imposed by this Article on the white goods when all of the white goods purchased are to be placed in new or remodeled dwelling units that are located in this State and do not contain the kind of white goods purchased. To obtain a refund, a person must file an application for a refund with the Secretary. The application must contain the information required by the Secretary, be signed by the purchaser of the white goods, and be submitted by the date set by the Secretary."

and the House agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 21st day of July, 1993.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ T. L. (Fountain) Odom	S/ Joe Hackney
S/ Fred Folger, Jr.	S/ Bobby H. Barbee, Sr.
S/ John H. Kerr, III	S/ Arlie F. Culp
S/ Dennis J. Winner	S/ Karen E. Gottovi
	S/ John J. Hunt
	S/ Warren C. Oldham

The material Conference Report is adopted on its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alphin, Arnold, Barbee, Barnes, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Crawford, Creech, Culp, Cummings, Cunningham, DeVane, Diamont, Dickson, Dockham, Easterling, Esposito, Flaherty, Gardner, Gottovi, Grady, Gray, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Howard, Ives, Jenkins, Justus, Lee, Mavretic, McAllister, McCombs, McCrary, McLaughlin, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Moore, Morgan, Oldham, C. Preston, Ramsey, Richardson, Russell, Sexton, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, and Wilmoth - 69.

Voting in the negative: Representatives Balmer, Beall, Edwards, Miner, Nichols, and J. Preston - 6.

Excused absences: Representatives Brubaker, Lutz, Nye, Wood, and Wright - 5.

CONFERENCE REPORT

Representative Flaherty moves the adoption of the following Conference Report.

Senate Committee Substitute for H.B. 799

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **H.B. 799**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CITIES AND COUNTIES FROM CERTAIN ZONING NOTICE REQUIREMENTS AND TO REPEAL VARIOUS LOCAL ACTS, Senate Local Government & Regional Affairs Committee Substitute Adopted 6/30/93, Third Edition Engrossed 7/8/93

wish to report as follows:

The House concurs in the Senate Local Government & Regional Affairs Committee Substitute Adopted 6/30/93, Third Edition Engrossed 7/8/93, with the following amendments:

(1) On page 3, line 23, delete "may", and substitute "shall";

(2) On page 3, line 36, through page 4, line 25, by rewriting those lines to read:

"Sec. 3. (a) The following laws are repealed effective January 1, 1994:

(1) Chapter 879, Session Laws of 1985;
(2) Chapter 950, Session Laws of 1985;
(3) Chapter 247, Session Laws of 1987;
(4) Chapter 339, Session Laws of 1987;
(5) Chapter 454, Session Laws of 1987;
(6) Chapter 455, Session Laws of 1987, except as to Forsyth County and municipalities located in that county;
(7) Chapter 903, Session Laws of 1987;
(8) Chapter 915, Session Laws of 1987;
(9) Chapter 198, Session Laws of 1989;
(10) Chapter 205, Session Laws of 1989;
(11) Chapter 237, Session Laws of 1989;
(12) Chapter 252, Session Laws of 1989;
(13) Chapter 312, Session Laws of 1989;
(14) Chapter 314, Session Laws of 1989;
(15) Chapter 509, Session Laws of 1989;
(16) Chapter 565, Session Laws of 1989;
(17) Chapter 568, Session Laws of 1989;
(18) Chapter 904, Session Laws of 1989;
(19) Chapter 6, Session Laws of 1991;
(20) Section 1 of Chapter 596, Session Laws of 1991;
(21) Chapter 846, Session Laws of 1991;
(22) Chapter 79, Session Laws of 1993;
(23) Chapter 101, Session Laws of 1993;

(24) Chapter 139, Session Laws of 1993;
(25) Chapter 154, Session Laws of 1993;
(26) Chapter 156, Session Laws of 1993;
(27) Chapter 267, Session Laws of 1993;
(28) Chapter 271, Session Laws of 1993, except for Forsyth County and municipalities located in that county;
(29) Chapter 296, Session Laws of 1993;
(30) Section 15 of Chapter 358, Session Laws of 1993; and
(31) Chapter 411, Session Laws of 1993.

(b) Nothing in this section affects any ordinance adopted under the authority of any act repealed by subsection (a) of this section prior to the effective date of this section.

Sec. 4. (a) Effective January 1, 1995, Chapter 455, Session Laws of 1987, as amended by Chapter 271, Session Laws of 1993, is repealed as to Forsyth County and municipalities located in that county.

(b) Nothing in this section affects any ordinance adopted under the authority of the act repealed by subsection (a) of this section prior to the effective date of this section.

Sec. 5. (a) This act becomes effective January 1, 1994, except that as to any city or county, it becomes effective at any time between the date of ratification of this act and January 1, 1994 if the city or county, as appropriate, adopts an ordinance placing it into effect at such earlier date. Adoption of such ordinance is subject to the procedural requirements of G.S. 160A-364 or G.S. 153A-323, as appropriate, but not to any procedural requirement of the zoning ordinance for adoption of amendments to the zoning ordinance. The ordinance may provide for different dates of applicability based on the stage of the zoning classification action on the effective date.

If the city or county is subject to a local act repealed by Section 3 of this act, the ordinance prevails over some or all of the local act if the ordinance so provides.

(b) This section does not apply to Forsyth County or municipalities located within that county.

Sec. 6. (a) This act becomes effective January 1, 1995 as to Forsyth County or any municipality located within that county, but it becomes effective at any time between the date of ratification of this act and January 1, 1995 if the municipality or Forsyth County, as appropriate, adopts an ordinance placing it into effect at such earlier date. Adoption of such ordinance is subject to the procedural requirements of G.S. 160A-364 or G.S. 153A-323, as appropriate, but not to any procedural requirement of the zoning ordinance for adoption of amendments to the zoning ordinance. The ordinance may provide for different dates of applicability based on the stage of the zoning classification action on the effective date.

The ordinance prevails over some or all of Chapter 455, Session Laws of 1987, as amended by Chapter 271, Session Laws of 1993, if the ordinance so provides."

The Senate agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 21st day of July, 1993.

Conferees for the Senate

S/ Fred Folger, Jr.
S/ Daniel R. Simpson
S/ Leslie J. Winner
S/ C. R. Edwards

Conferees for the House of Representatives

S/ David T. Flaherty, Jr.
S/ Martha B. Alexander
S/ William O. Richardson
S/ Theresa H. Esposito
S/ Paul R. McCrary

The Conference Report is adopted, by electronic vote (79–1), and the Senate is so notified by Special Message.

CONFERENCE REPORT

Representative Dickson sends forth the Conference Report on Senate Committee Substitute for **H.B. 747**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA VETERINARY PRACTICE ACT. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of July 23.

CALENDAR (continued)

CONFERENCE REPORT

Representative Gottovi moves the adoption of the following Conference Report.

House Committee Substitute No. 2 for S.B. 100

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **S.B. 100**, A BILL TO BE ENTITLED AN ACT TO VEST AUTHORITY IN THE SECRETARY OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO GRANT SHELLFISH CULTIVATION LEASES, TO MAKE CHANGES TO CHAPTER 113 OF THE NORTH CAROLINA GENERAL STATUTES, AND TO PREVENT MARINE LITTER, Fifth Edition Engrossed 7/17/93

wish to report as follows: The Senate concurs in the House Committee Substitute (Fifth Edition) with the following amendments:

On page 1, lines 5–6 by rewriting those lines to read:

"NORTH CAROLINA GENERAL STATUTES, AND TO STUDY THE PREVENTION OF MARINE LITTER.";

and on page 12, line 15 through page 14, line 39, by deleting Section 5 of the bill;

and on page 14, lines 40–44, and page 15, lines 1–9, by rewriting those lines to read:

"Sec. 5. Article 21 of Chapter 143 of the General Statutes is amended by adding a new section to read:

'§ 143–214.2B. Storage of waste on vessels.

The operator of a vessel in the State's waters shall take precautions to ensure that certain items do not enter and contaminate the waters. The operator shall store fuel, oil, paint, varnish, solvent, pesticide, insecticide, fungicide, algicide, or any other hazardous liquid in one or more closed containers that are adequate to prevent the release of the items into the waters of the State.'";

and on page 15, lines 9–10, by adding a new section between those lines to read:

"Sec. 6. In addition to the powers and functions set forth in Article 12F of Chapter 120 of the General Statutes, the Joint Legislative Commission on Seafood and Aquaculture shall study and evaluate the effect of littering on water pollution. Special emphasis shall be placed on the intentional or reckless disposal of non–readily biodegradable materials in the waters of the State. The Commission shall report its findings and recommendations to the 1993 General Assembly, 1994 Regular Session."

and the House agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 21st day of July, 1993.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Beverly M. Perdue	S/ Karen E. Gottovi
S/ Donald R. Kincaid	S/ Robert Grady
S/ Elaine F. Marshall	S/ Vernon G. James
	S/ E. David Redwine

The Conference Report, which changes the title, is adopted, by electronic vote (93–1), and the Senate is so notified by Special Message.

CONFERENCE REPORT

Representative Hackney moves the adoption of the following Conference Report.

House Committee Substitute for S.B. 128

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **S.B. 128**, A

BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN TRANSFERS OF VEHICLES FROM THE HIGHWAY USE TAX, TO REIMBURSE THE HIGHWAY TRUST FUND FOR REVENUE THAT WOULD OTHERWISE BE LOST AS A RESULT OF THE EXEMPTIONS, TO INCREASE REVENUES TO PROVIDE FUNDS TO MAKE THE REIMBURSEMENT, TO LOWER THE MAXIMUM HIGHWAY USE TAX ON CERTAIN COMMERCIAL VEHICLES, TO INCREASE THE ANNUAL REGISTRATION FEES FOR CERTAIN PROPERTY-HAULING VEHICLES, AND TO CREDIT THE INCREASED REVENUE FROM THE REGISTRATION FEES TO THE HIGHWAY TRUST FUND, House Committee Substitute Favorable 7/7/93,

wish to report as follows:

The Senate concurs in the House Committee Substitute (Fourth Edition) with the following amendment:

on page 2, line 1, by deleting the word "conveyance" and substituting the phrase "~~conveyance~~ gift";

on page 2, line 12 through page 3, line 21, by deleting those lines and by renumbering the remaining sections accordingly;

on page 7, line 40, by deleting the phrase "Sections 7 and 8" and substituting the phrase "Sections 4 and 5";

and on page 8, lines 1 and 4, by deleting the phrase "Section 6" and substituting the phrase "Section 3";

and the House agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 20th day of July, 1993.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Dennis J. Winner	S/ Joe Hackney
S/ John H. Kerr, III	S/ Robert C. Hunter
S/ Alexander P. Sands, III	S/ Paul Luebke
S/ James D. Speed	S/ Brad Miller
	S/ George S. Robinson
	S/ Steve Wood

The Conference Report is adopted, by electronic vote (93-0), and the Senate is so notified by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Jack Hunt for the Committee on Rules, Calendar, and Operations of the House:

Committee Substitute for **H.B. 505**, A BILL TO BE ENTITLED AN ACT REQUESTED BY THE NORTH CAROLINA COUNCIL FOR THE DEAF AND HARD OF HEARING TO RECONSTITUTE THE MEMBERSHIP OF THE NORTH CAROLINA COUNCIL FOR THE DEAF AND HARD OF HEARING, with recommendation that the House concur.

The committee substitute bill is placed on the Calendar for July 23.

Committee Substitute for **S.B. 785**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MEMBERSHIP OF THE NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION AND TO ESTABLISH TEN DISTRICTS FOR THE APPOINTMENT OF COMMISSION MEMBERS, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 24. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.J.R. 1017, A JOINT RESOLUTION EXPRESSING OPPOSITION TO A FEDERAL REQUIREMENT TO WITHHOLD FEDERAL-AID HIGHWAY FUNDS UNLESS CERTAIN STATUTES ARE ENACTED TO SUSPEND THE DRIVERS LICENSE OF FELONY CONVICTIONS OF DRUG-RELATED OFFENSES, with a favorable report.

By Representative Michaux for the Committee on Judiciary I:

Senate Committee Substitute for **H.B. 781**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF DURHAM TO PROCEED WITH CONDEMNATION OF REAL PROPERTY WHEN OWNERSHIP IS TRANSFERRED, with recommendation that the House concur.

The Senate committee substitute bill is placed on the Calendar for July 23.

Committee Substitute for **S.B. 790**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF ALCOHOLIC BEVERAGES A PERSON MAY PURCHASE AND POSSESS WITHOUT A PERMIT, with a favorable report.

CALENDAR (continued)

H.B. 815, A BILL TO BE ENTITLED AN ACT AUTHORIZING BURKE COUNTY TO ASSIST THOROUGHFARE PLAN IMPLEMENTATION.

On motion of Representative Church, the House concurs in the material Senate amendment on its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Berry, Black,

Bowie, Bowman, Braswell, Brawley, J. Brown, Burton, Church, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Dockham, Easterling, Ellis, Esposito, Fitch, Flaherty, Fussell, Gamble, Gist, Grady, Gray, Hackney, Hall, Hensley, Hill, Holmes, Howard, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, G. Miller, Miner, Mitchell, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Robinson, Russell, Sexton, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Warner, Weatherly, and Wilkins - 88.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Brubaker, Colton, Gottovi, Green, Lutz, Wood, and Wright - 8.

Senate Committee Substitute No. 2 for **H.B. 982**, A BILL TO BE ENTITLED AN ACT TO PERMIT INCREASED WEIGHTS FOR HAULING AGRICULTURAL CROPS WITHIN THIRTY-FIVE MILES OF THE FARM WHERE THEY WERE GROWN.

On motion of the Chair and without objection, the bill is temporarily displaced.

S.B. 154, A BILL TO BE ENTITLED AN ACT TO MAKE MOBILE CLASSROOMS AND MOBILE OFFICES SUBJECT TO SALES TAX RATHER THAN HIGHWAY USE TAX AND TO EXEMPT CERTAIN MOBILE CLASSROOMS FROM SALES TAX.

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House amendment by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barnes, Beall, Berry, Black, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, Burton, Church, Cole, Crawford, Culp, Cummings, Cunningham, Decker, Diamont, Dickson, Dockham, Easterling, Edwards, Esposito, Fitch, Flaherty, Fussell, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Judy Hunt, H. Hunter, R. Hunter, Ives, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Sexton, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, and C. Wilson - 95.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Lutz, Nye, Wood, and Wright - 5.

House Committee Substitute for **S.B. 1112**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CLEAN WATER REVOLVING LOAN AND GRANT PROGRAM TO ALLOW MUNICIPALITIES TO PLEDGE USER FEES OR ANY AVAILABLE SOURCES OF REVENUES FOR THE PAYMENT OF REVOLVING FUNDS AND TO CLARIFY THE AUTHORITY OF THE ENVIRONMENTAL MANAGEMENT COMMISSION WITH RESPECT TO CERTIFICATION OF LABORATORIES THAT MONITOR WATER AND AIR QUALITY, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barnes, Beall, Berry, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Crawford, Culp, Cummings, Cunningham, Dickson, Dockham, Easterling, Edwards, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Howard, Judy Hunt, H. Hunter, R. Hunter, Ives, Jeffus, Jenkins, Joye, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Sexton, Smith, Spears, Stewart, Sutton, Tallent, G. Thompson, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, and C. Wilson – 93.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Lutz, Nye, Wood, and Wright – 5.

Committee Substitute No. 2 for **H.B. 988**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LICENSURE ACT FOR SPEECH AND LANGUAGE PATHOLOGISTS AND AUDIOLOGISTS TO EXEMPT CERTAIN ASSISTANT PERSONNEL FROM THE LICENSURE REQUIREMENT IF THEY ARE REGISTERED WITH THE BOARD BY THEIR EMPLOYER, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barnes, Berry, Bowen, Bowie, Bowman, Braswell, D. Brown, J. Brown, Burton, Church, Crawford, Culp, Cummings, Cunningham, Decker, Diamont, Dickson, Dockham, Easterling, Edwards, Esposito, Fitch, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Howard, Judy Hunt, H. Hunter, R. Hunter, Ives, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nesbitt, Nichols, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Sexton, Smith, Spears, Stewart, Sutton,

Tallent, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, and C. Wilson - 92.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Lutz, Nye, Wood, and Wright - 5.

S.B. 516, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE EXTENSION OF COUNTY HOUSING AUTHORITY JURISDICTION TO CITIES LOCATED IN WHOLE OR IN PART WITHIN THE COUNTY'S BOUNDARIES, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Alexander, Arnold, Balmer, Barnes, Berry, Bowen, Bowie, Bowman, Braswell, Brawley, D. Brown, J. Brown, Burton, Church, Crawford, Creech, Culp, Cummings, Cunningham, Diamont, Dickson, Dockham, Easterling, Edwards, Esposito, Flaherty, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Howard, Judy Hunt, H. Hunter, R. Hunter, Ives, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Mavretic, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Moore, Morgan, Nichols, Oldham, C. Preston, J. Preston, Ramsey, Redwine, Richardson, Rogers, Russell, Sexton, Spears, Stewart, Sutton, Tallent, Wainwright, Warner, Weatherly, Wilkins, Wilmoth, and C. Wilson - 89.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Lutz, Nye, Wood, and Wright - 5.

REPRESENTATIVE FITCH, HOUSE MAJORITY LEADER, PRESIDING.

PRESENTATION TO SPEAKER

Representative B. Miller is recognized and permission is granted for the following freshman members to approach the Well of the House: Representatives B. Miller, Cummings, Sutton, Hill, Spears, Kuczmarski, Burton, J. Preston, Mitchell, McCrary, and Ives.

After remarks by Representatives Sutton and Cummings, Representative Hill presents the Speaker with a painting from the freshman members entitled "Images of Life", by Mr. Gene Locklear of Robeson County.

The House recesses at 2:56 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

CALENDAR (continued)

Senate Committee Substitute No. 2 for **H.B. 982**, A BILL TO BE ENTITLED AN ACT TO PERMIT INCREASED WEIGHTS FOR

HAULING AGRICULTURAL CROPS WITHIN THIRTY-FIVE MILES OF THE FARM WHERE THEY WERE GROWN.

On motion of Representative James, the House concurs in Senate Committee Substitute No. 2, by electronic vote (88-0), and the bill is ordered enrolled.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

Committee Substitute for **S.B. 1013**, A BILL TO BE ENTITLED AN ACT TO ENACT THE WORKFORCE PREPAREDNESS ACT, AND TO MAKE CONFORMING CHANGES TO THE GENERAL STATUTES, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 21, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur to the House Committee Substitute for **S.B. 26**, A BILL TO BE ENTITLED AN ACT TO MAKE APPROPRIATIONS TO PROVIDE CAPITAL IMPROVEMENTS FOR STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, and requests conferees. The President Pro Tempore appoints: Senator Daniel, Chairman; Senators Plyler, Kaplan, Lee, Perdue, Parnell, and Shaw on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 21, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives respectfully requesting the return of Committee Substitute for **H.B. 618**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE EXPIRATION DATE FROM THE LAW ALLOWING THE DEPARTMENT OF TRANSPORTATION TO USE NONLICENSED OR NONCERTIFIED APPRAISERS IN THE ACQUISITION OF REAL ESTATE ACQUIRED BY THE DEPARTMENT WHEN THE ESTIMATED VALUE OF THE REAL ESTATE IS LESS THAN TEN THOUSAND DOLLARS, sent to your Honorable Body, for concurrence in Senate Amendment No. 1, which proposed to change the title,

to read Committee Substitute for **H.B. 618**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE EXPIRATION DATE FROM THE LAW ALLOWING THE DEPARTMENT OF TRANSPORTATION TO USE NONLICENSED OR NONCERTIFIED APPRAISERS IN THE ACQUISITION OF REAL ESTATE ACQUIRED BY THE DEPARTMENT WHEN THE ESTIMATED VALUE OF THE REAL ESTATE IS LESS THAN TEN THOUSAND DOLLARS AND ALLOWING PLACEMENT ON DOT CONTROLLED ACCESS FACILITY ADVERTISING SIGNS OF LOGOS OF RADIO STATIONS PROVIDING TRAFFIC ADVISORY INFORMATION, for further consideration by the Senate.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

On motion of Representative Stamey, the bill is withdrawn from the Committee on Transportation and returned to the Senate by Special Message for further consideration by that Body.

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate:

H.B. 187, A BILL TO BE ENTITLED AN ACT REQUIRING CERTAIN DETAIL IN THE DECISIONS AND REPORTS OF THE OSHA REVIEW BOARD, is returned for concurrence in Senate amendment and placed on the Calendar for July 23.

Senate Committee Substitute for **H.B. 814**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MECKLENBURG COUNTY PARK RANGERS MAY ACT AS SPECIAL PEACE OFFICERS ON PROPERTY OWNED OR LEASED BY THE CITY OF CHARLOTTE, is returned for concurrence in Senate committee substitute and placed on the Calendar for July 23.

S.B. 62, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE RAIL SAFETY SECTION FROM THE UTILITIES COMMISSION TO THE DEPARTMENT OF TRANSPORTATION, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

S.B 1075, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE APPLICABILITY OF THE BEACH ACCESS PROGRAM TO PROJECTS DESIGNED TO PROVIDE ACCESS TO COASTAL WATERS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute for **H.B. 1102**, A BILL TO BE ENTITLED AN ACT TO CREATE THE PESTICIDE ENVIRONMENTAL TRUST FUND, TO BE FUNDED BY AN ASSESSMENT FOR EACH BRAND OR GRADE OF PESTICIDE REGISTERED, is returned for concurrence in two Senate amendments and placed on the Calendar for July 23.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 21, 1993

Mr. Speaker:

On Committee Substitute for **S.B. 100**, A BILL TO BE ENTITLED AN ACT TO VEST AUTHORITY IN THE SECRETARY OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO GRANT SHELLFISH CULTIVATION LEASES, which proposed to change the title to read House Committee Substitute No. 2 for **S.B. 100**, A BILL TO BE ENTITLED AN ACT TO VEST AUTHORITY IN THE SECRETARY OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO GRANT SHELLFISH CULTIVATION LEASES, TO MAKE CHANGES TO CHAPTER 113 OF THE NORTH CAROLINA GENERAL STATUTES, AND TO PREVENT MARINE LITTER, it is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees which further changes the title to read House Committee Substitute No. 2 for **S.B. 100**, A BILL TO BE ENTITLED AN ACT TO VEST AUTHORITY IN THE SECRETARY OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO GRANT SHELLFISH CULTIVATION LEASES, TO MAKE CHANGES TO CHAPTER 113 OF THE NORTH CAROLINA GENERAL STATUTES, AND TO STUDY THE PREVENTION OF MARINE LITTER, to the end that when a similar action has been taken on the part of your Honorable Body, the President will order the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 21, 1993

Mr. Speaker:

Pursuant to your message received Wednesday, July 21, that the House of Representatives fails to concur in Senate Committee Substitute for **H.B. 1062**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MENTALLY RETARDED PERSON CONVICTED OF FIRST DEGREE MURDER MAY NOT BE SENTENCED TO DEATH, and requests conferees, the President Pro Tempore appoints: Senator Lee, Chairman; Senators Ballance, Kerr, Cochrane, Winner of Buncombe, Sands, and Kaplan on the part of the Senate to confer with the committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 21, 1993

Mr. Speaker:

Pursuant to your message received Wednesday, July 21 that the House of Representatives fails to concur in Senate Committee Substitute for **H.B. 1008**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CLASS I FELONY TO POSSESS OR CARRY A FIREARM ON SCHOOL PROPERTY OR TO AID A MINOR TO POSSESS OR CARRY A WEAPON ON SCHOOL PROPERTY, TO REQUIRE THE REPORTING OF WEAPONS ON SCHOOL PROPERTY, TO REQUIRE SAFE STORAGE OF FIREARMS TO PROTECT MINORS, AND TO REQUIRE A WARNING ABOUT SAFE STORAGE UPON SALE OR TRANSFER OF A FIREARM, which proposed to change the title to read Senate Committee Substitute for **H.B. 1008**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CLASS I FELONY TO POSSESS OR CARRY A FIREARM OR EXPLOSIVE ON EDUCATIONAL PROPERTY OR KNOWINGLY TO ALLOW A MINOR TO POSSESS OR CARRY A FIREARM OR EXPLOSIVE ON EDUCATIONAL PROPERTY, TO MAKE IT A MISDEMEANOR KNOWINGLY TO ALLOW A MINOR TO TAKE OR POSSESS OTHER TYPES OF WEAPONS ON EDUCATIONAL PROPERTY, TO DIRECT THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY TO STUDY THE STATE'S CRIMINAL STATUTES TO DETERMINE WHETHER A PARENT OR OTHER INDIVIDUAL ENTRUSTED WITH THE CARE OR SUPERVISION OF A MINOR MAY BE PROSECUTED UNDER EXISTING LAWS FOR FAILURE TO SAFELY STORE A WEAPON, AND TO DIRECT THE STATE BOARD OF EDUCATION TO DEVELOP A MODEL CURRICULUM AND GUIDE FOR WEAPON SAFETY, and requests conferees, the President Pro Tempore appoints: Senator Cooper, Chairman; Senators Perdue, Winner of Mecklenburg, Edwards, Marshall, Simpson, and Harris, on the part of the Senate to confer with the committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 21, 1993

Mr. Speaker:

It is ordered that a message be sent the House of Representatives with the information that the Senate fails to concur with your Honorable Body in House Committee Substitute for **S.B. 161**, A BILL TO BE ENTITLED AN ACT TO ALLOW ALL TRAILERS TO OBTAIN MULTIYEAR LICENSE PLATES, TO REDEFINE A "HORSELESS

CARRIAGE" AS A VEHICLE THAT IS A MODEL YEAR 1943 OR OLDER, TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE SPECIALIZED REGISTRATION PLATES BEARING THE EMBLEM OF A CIVIC CLUB, AND TO MAKE TECHNICAL AND ADMINISTRATIVE CHANGES TO THE LAWS CONCERNING SPECIAL LICENSE PLATES, which proposes to change the title to read House Committee Substitute for **S.B. 161**, A BILL TO BE ENTITLED AN ACT TO ALLOW ALL TRAILERS TO OBTAIN MULTIYEAR LICENSE PLATES, TO INCREASE THE TYPES OF SPECIAL LICENSE PLATES, TO SPECIFY HOW FEES FROM THE NEW SPECIAL LICENSE PLATES ARE TO BE USED, TO MODIFY THE APPEARANCE OF THE SPECIAL LICENSE PLATE ISSUED TO MEMBERS OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES, AND TO MAKE TECHNICAL AND ADMINISTRATIVE CHANGES TO THE LAWS CONCERNING SPECIAL LICENSE PLATES, and requests conferees. The President Pro Tempore appoints: Senator Kerr, Chairman; Senators Speed, Winner of Buncombe, Edwards, and Cooper, on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

The Speaker appoints Representatives Fitch, DeVane, Morgan, Robinson, Richardson, Kinney, and Wilmoth as conferees on the part of the House and the Senate is so notified by Special Message.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 21, 1993

Mr. Speaker:

On **H.B. 799**, A BILL TO BE ENTITLED AN ACT TO EXEMPT BURKE COUNTY AND THE MUNICIPALITIES THEREIN FROM CERTAIN ZONING NOTICE REQUIREMENTS, it is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees and the title becomes Senate Committee Substitute for **H.B. 799**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CITIES AND COUNTIES FROM CERTAIN ZONING NOTICE REQUIREMENTS AND TO REPEAL VARIOUS LOCAL ACTS, to the end that when a similar action has been taken on the part of your Honorable Body, the Speaker may order the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate:

H.B. 639, A BILL TO BE ENTITLED AN ACT TO PERMIT TEACHER ASSISTANTS AND OTHER INSTRUCTIONAL PERSONNEL WHO DO NOT REQUIRE A SUBSTITUTE TO TAKE VACATION LEAVE WHEN STUDENTS ARE IN ATTENDANCE, is returned for concurrence in Senate amendment and placed on the Calendar for July 23.

Committee Substitute for **S.B. 1278**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE FINANCING OF CAPITAL IMPROVEMENTS AT CORRECTION ENTERPRISES FACILITIES, is read the first time and referred to the Committee on Finance.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 21, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees on Committee Substitute for **S.B. 128**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN TRANSFERS OF VEHICLES FROM THE HIGHWAY USE TAX, TO REIMBURSE THE HIGHWAY TRUST FUND FOR REVENUE THAT WOULD OTHERWISE BE LOST AS A RESULT OF THE EXEMPTIONS, AND TO INCREASE REVENUES TO PROVIDE FUNDS TO MAKE THE REIMBURSEMENT, and the title changes to read House Committee Substitute for **S.B. 128**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN TRANSFERS OF VEHICLES FROM THE HIGHWAY USE TAX, TO REIMBURSE THE HIGHWAY TRUST FUND FOR REVENUE THAT WOULD OTHERWISE BE LOST AS A RESULT OF THE EXEMPTIONS, TO INCREASE REVENUES TO PROVIDE FUNDS TO MAKE THE REIMBURSEMENT, TO LOWER THE MAXIMUM HIGHWAY USE TAX ON CERTAIN COMMERCIAL VEHICLES, TO INCREASE THE ANNUAL REGISTRATION FEES FOR CERTAIN PROPERTY-HAULING VEHICLES, AND TO CREDIT THE INCREASED REVENUE FROM THE REGISTRATION FEES TO THE HIGHWAY TRUST FUND, to the end that when a similar action has been taken on the part of your Honorable Body, the President will order the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate:

Senate Committee Substitute for **H.B. 179**, A BILL TO BE ENTITLED AN ACT TO DELETE THE REQUIREMENT THAT

CERTAIN REPORTS ON ENVIRONMENTAL ISSUES BE MADE TO THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS, is returned for concurrence in Senate committee substitute, which changes the title, and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute No. 2 for **S.B. 1084**, A BILL TO BE ENTITLED AN ACT TO MAKE SUBSTANTIVE AND TECHNICAL CHANGES AND IMPROVEMENTS IN THE LAWS REGULATING SERVICE AGREEMENTS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Senate Committee Substitute for **H.B. 80**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE TIME ALLOWED THE DEPARTMENT OF REVENUE TO MAKE ASSESSMENTS OF TAXES FOLLOWING A FEDERAL DETERMINATION, TO REINSTATE AN INADVERTENTLY DELETED PROVISION RELATING TO ASSESSMENTS FOR EMPLOYER WITHHOLDING BASED ON FEDERAL DETERMINATIONS, AND TO CLARIFY THE ASSESSMENT STATUTES, is returned for concurrence in Senate committee substitute and referred to the Committee on Finance.

Senate Committee Substitute No. 2 for **H.B. 83**, A BILL TO BE ENTITLED AN ACT TO TEMPORARILY INCREASE THE SCRAP TIRE DISPOSAL TAX, TO PROVIDE FOR THE DISTRIBUTION OF THE ADDITIONAL TAX PROCEEDS, AND TO REVOKE THE GENERAL AUTHORITY OF A UNIT OF LOCAL GOVERNMENT OR A CONTRACTING PARTY TO IMPOSE A SEPARATE SCRAP TIRE DISPOSAL FEE, is returned for concurrence in Senate committee substitute, which changes the title, and placed on the Calendar for July 23.

Senate Committee Substitute for **H.B. 114**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LINCOLN COUNTY TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO SET THE MAXIMUM COMBINED CITY AND COUNTY ROOM OCCUPANCY TAX RATE FOR LINCOLN COUNTY AND THE CITIES AND TOWNS LOCATED IN LINCOLN COUNTY, is returned for concurrence in Senate committee substitute, which changes the title, and placed on the Calendar for July 23.

The Speaker rules the Senate committee substitute to be material thus constituting its first reading.

Senate Committee Substitute for **H.B. 736**, A BILL TO BE ENTITLED AN ACT TO COMPLETE THE MERGER OF THE EDGECOMBE COUNTY AND TARBORO CITY SCHOOL ADMINISTRATIVE UNITS, is returned for concurrence in Senate committee substitute, which changes the title.

On motion of Representative Mavretic, Rule 43.3 is suspended and the Senate committee substitute bill is placed on the Calendar for immediate consideration.

On motion of Representative Mavretic, the House concurs in the Senate committee substitute and the bill is ordered enrolled.

H.B. 888, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF ENFIELD, is returned for concurrence in Senate amendment and placed on the Calendar for July 23.

Committee Substitute No. 2 for **S.B. 1053**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CREATION OF THE CENTENNIAL AUTHORITY, is read the first time and referred to the Committee on Appropriations.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 22, 1993

Mr. Speaker:

Pursuant to your message received Wednesday, July 21, that the House of Representatives fails to concur in Senate Committee Substitute for **H.B. 358**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS OF THE CHILD FATALITY TASK FORCE TO ENCOURAGE PROSECUTORIAL CHILD PROTECTION INITIATIVES, which proposes to change the title to read Senate Committee Substitute for **H.B. 358**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS OF THE CHILD FATALITY TASK FORCE TO ENCOURAGE PROSECUTORIAL CHILD PROTECTION INITIATIVES, AND TO MODIFY THE CONDITIONS FOR BAIL AND PRETRIAL RELEASE FOR PERSONS ACCUSED OF SEX OFFENSES AND CRIMES OF VIOLENCE AGAINST CHILD VICTIMS, and requests conferees, the President Pro Tempore appoints: Senator Cooper, Chairman; Senators Gulley, Speed, and Jordan, on the part of the Senate to confer with the committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 22, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees on Senate Committee Substitute for **H.B. 747**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA VETERINARY PRACTICE ACT, to the end that when a similar action has been taken on the part of your Honorable Body, the Speaker may order the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Michaux for the Committee on Judiciary I:

H.B. 445, A BILL TO BE ENTITLED AN ACT TO ESTABLISH STATEWIDE COMPUTERIZED VOTER REGISTRATION, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative Diamont, House Committee Substitute No. 2 for **S.B. 544**, A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS STATUTES PERTAINING TO EARLY INTERVENTION SERVICES FROM BIRTH TO FIVE YEARS OF AGE, is withdrawn from the Committee on Appropriations and placed on the Calendar for immediate consideration. The bill is before the Body on its third reading.

Representative Nye offers Amendment No. 1 which is adopted by electronic vote (98-0). The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in House Committee Substitute No. 2

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

Committee Substitute for **H.J.R. 296**, A JOINT RESOLUTION HONORING DONALD ROSS, THE FATHER OF AMERICAN GOLF COURSE ARCHITECTURE, AND RECOGNIZING PINEHURST AS THE GOLF CAPITAL OF THE WORLD, is returned for concurrence in Senate amendment.

On motion of Representative Morgan, Rule 43.2 is suspended and the resolution is placed on the Calendar for immediate consideration.

On motion of Representative Morgan, the House concurs in the Senate amendment, which changes the title, by electronic vote (98-0), and the resolution is ordered enrolled.

SPEAKER ORDERS BILL ENROLLED

Pursuant to an earlier message received from the Senate stating that the Conference Report for Senate Committee Substitute for **H.B. 799**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CITIES AND COUNTIES FROM CERTAIN ZONING NOTICE REQUIREMENTS AND TO REPEAL VARIOUS LOCAL ACTS, has been adopted, the Speaker orders the bill enrolled.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative Stamey for the Committee on Transportation:

Committee Substitute for **S.B. 220**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE SECRETARY OF CRIME CONTROL AND PUBLIC SAFETY TO ESTABLISH A WRECKER SERVICE SYSTEM AND TO CREATE A MISDEMEANOR OFFENSE RELATED TO TOWING SOLICITATIONS, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The House committee substitute bill is re-referred to the Committee on Judiciary III. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 1074, A BILL TO BE ENTITLED AN ACT PROVIDING FOR NORTH CAROLINA TO JOIN THE DRIVERS LICENSE COMPACT, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

The House committee substitute bill is placed on the Calendar for July 23. The original bill is placed on the Unfavorable Calendar.

Representative Jack Hunt moves at 5:01 p.m., seconded by Representative Howard, pursuant to Rule 5(11) and the receipt and reading of conference reports, that the House adjourn to reconvene July 23 at 10:00 a.m. The motion carries.

Representative Nesbitt sends forth the Conference Report on House Committee Substitute for **S.B. 14**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF SEVEN HUNDRED FORTY-SIX MILLION TWO HUNDRED THOUSAND DOLLARS IN GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS FOR (1) CAPITAL IMPROVEMENTS FOR THE UNIVERSITY OF NORTH CAROLINA, (2) GRANTS TO COMMUNITY COLLEGES FOR CAPITAL IMPROVEMENTS, AND (3) LOANS, REVOLVING LOANS, AND GRANTS TO LOCAL GOVERNMENT UNITS FOR WATER SUPPLY SYSTEMS, WASTEWATER COLLECTION SYSTEMS, WASTEWATER TREATMENT WORKS, AND WATER CONSERVATION PROJECTS. The Speaker rules the Conference Report, which changes the title, to be material, thus constituting its first reading. The material Conference Report is placed on the Calendar of July 23 for its second reading.

The House stands adjourned at 11:59 p.m.

ONE HUNDRED NINTH DAY

HOUSE OF REPRESENTATIVES
Friday, July 23, 1993

The House meets at 10:00 a.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 20 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Beall, Braswell, Brubaker, Dickson, Flaherty, Howard, Lutz, Nichols, Redwine, Robinson, Tallent, Weatherly, and Wood for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Hackney and G. Miller for the Committee on Finance:

H.B. 1226, A BILL TO BE ENTITLED AN ACT REGARDING OVERLOADING OF MOTOR VEHICLES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

On motion of Representative Hackney, Rule 36(a) is suspended and the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced, read the first time and referred to committee:

By Representatives Church, Beall, Cunningham, Flaherty, Hightower, Holmes, R. Hunter, Justus, Lee, Ramsey, Rogers, Smith, Stamey, and Wilmoth:

H.J.R. 1499, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF RAY CHARLES FLETCHER, FORMER MEMBER OF THE GENERAL ASSEMBLY, is referred to the Committee on Rules, Calendar, and Operations of the House.

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate.

Committee Substitute for **H.B. 124**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A STATEWIDE PROGRAM TO IMPROVE

THE COLLECTION OF ACCOUNTS RECEIVABLE BY THE STATE, is returned for concurrence in Senate amendment and, without objection, is placed on today's Calendar.

Committee Substitute No. 2 for **H.B. 218**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE REGULATION OF THE PRACTICE OF COUNSELING AND THE LICENSURE OF COUNSELORS, is returned for concurrence in three Senate amendments and, without objection, is placed on today's Calendar.

Senate Committee Substitute for **H.B. 606**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A FEE FOR THE ACCREDITATION AND RENEWAL OF ACCREDITATION OF REINSURANCE COMPANIES, is returned for concurrence in Senate committee substitute, which changes the title, and referred to the Committee on Rules, Calendar, and Operations of the House.

Senate Committee Substitute for **H.B. 1053**, A BILL TO BE ENTITLED AN ACT TO LIMIT THE CONSTRUCTION OF BILLBOARDS TO PROMOTE THE SAFETY AND RECREATIONAL VALUE OF PUBLIC TRAVEL, AND TO ENHANCE NATURAL BEAUTY, is returned for concurrence in Senate committee substitute, which changes the title, and, without objection, is placed on today's Calendar.

H.B. 1131, A BILL TO BE ENTITLED AN ACT TO DIRECT THE GOVERNOR'S COMMISSION ON WORK FORCE PREPAREDNESS TO STUDY THE NEED FOR GRANT FUNDS FOR STATE LITERACY PROGRAMS, is returned for concurrence in Senate amendment and, without objection, is placed on today's Calendar.

Committee Substitute for **H.B. 1359**, A BILL TO BE ENTITLED AN ACT TO ALLOW AN INCOME TAX CREDIT FOR EXPENDITURES TO REHABILITATE A CERTIFIED HISTORIC STRUCTURE, is returned for concurrence in Senate amendment and, without objection, is placed on today's Calendar.

Committee Substitute No. 2 for **S.B. 719**, A BILL TO BE ENTITLED AN ACT TO AMEND THE FEES AND PER DIEM OF THE BOARD OF MEDICAL EXAMINERS, is read the first time and referred to the Committee on Finance.

CALENDAR

Action is taken on the following:

CONFERENCE REPORT

Representative Hackney moves the adoption of the following Conference Report.

House Committee Substitute No. 2 for S.B. 60

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on

House Committee Substitute for **S.B. 60**, A BILL TO BE ENTITLED AN ACT TO IMPOSE AN ADVANCE DISPOSAL TAX ON NEW WHITE GOODS, TO REQUIRE EACH COUNTY TO PROVIDE FOR THE MANAGEMENT OF DISCARDED WHITE GOODS, AND TO PROVIDE FOR THE REMOVAL OF CHLOROFLUOROCARBON REFRIGERANTS FROM WHITE GOODS, House Finance Committee Substitute Favorable 7/15/93, Fourth Edition

wish to report as follows:

The Senate concurs in the House Finance Committee Substitute Favorable 7/15/93, Fourth Edition with the following amendments:

on page 2, lines 25–30 by rewriting those lines to read:

"(a) Exemptions. -- Except for the exemption provided in G.S. 105–164.13(17), the exemptions in G.S. 105–164.13 do not apply to the taxes imposed by this Article.

(b) Refunds. -- The refunds allowed in G.S. 105–164.14 do not apply to the taxes imposed by this Article. A person who buys at least 50 new white goods of any kind in the same sale or purchase may obtain a refund equal to sixty percent (60%) of the amount of tax imposed by this Article on the white goods when all of the white goods purchased are to be placed in new or remodeled dwelling units that are located in this State and do not contain the kind of white goods purchased. To obtain a refund, a person must file an application for a refund with the Secretary. The application must contain the information required by the Secretary, be signed by the purchaser of the white goods, and be submitted by the date set by the Secretary."

and the House agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 21st day of July, 1993.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ T. L. (Fountain) Odom	S/ Joe Hackney
S/ Fred Folger, Jr.	S/ Bobby H. Barbee, Sr.
S/ John H. Kerr, III	S/ Arlie F. Culp
S/ Dennis J. Winner	S/ Karen E. Gottovi
	S/ John J. Hunt
	S/ Warren C. Oldham

The material Conference Report is adopted on its third reading, by the following vote, and the Senate is so notified by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Barbee, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Culp, Culpepper, Cummings, Cunningham, Diamont, Dockham, Ellis, Esposito, Fussell, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hayes, Hensley, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Kennedy, Kinney, Kuczmarski, Lee, Lemmond,

Luebke, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, Mitchell, Morgan, Nye, Oldham, C. Preston, Ramsey, Richardson, Rogers, Russell, Sexton, Smith, Stamey, Stewart, Sutton, Wainwright, Wilkins, C. Wilson, and Wright - 74.

Voting in the negative: Representatives Balmer, Berry, Creech, Decker, Edwards, Nichols, and J. Preston - 7.

Excused absences: Representatives Beall, Braswell, Brubaker, Dickson, Flaherty, Green, Howard, Lutz, Redwine, Robinson, Tallent, Weatherly, and Wood - 13.

CONFERENCE REPORT

Representative Holmes moves the adoption of the following Conference Report.

Senate Committee Substitute for H.B. 747

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **H.B. 747**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA VETERINARY PRACTICE ACT, Fifth Edition Engrossed 7/20/93

wish to report as follows:

The House concurs in the Senate Committee substitute, with the following amendments:

(1) On page 5, lines 10 through 32, by rewriting those lines to read:

"'(a) In order to properly regulate the practice of veterinary medicine and surgery, there is established a Board to be known as the North Carolina Veterinary Medical Board which shall consist of seven members.

~~Four~~ Five members shall be appointed by the Governor. ~~Three~~ Four of these members shall have been legal residents of and licensed to practice veterinary medicine in this State for not less than five years preceding their appointment. The other members shall not be licensed or registered under the Article and shall represent the interest of the public at large. Each member appointed by the Governor shall reside in a different congressional district.

The Lieutenant Governor ~~and the Speaker of the House~~ shall ~~each~~ appoint to the Board one member who shall have been a resident of and licensed to practice veterinary medicine in this State for not less than five years preceding his appointment.

In addition to the six members appointed as provided above, the Commissioner of Agriculture shall biennially appoint to the Board the State Veterinarian or ~~licensed~~ another veterinarian from a staff of a North Carolina department or institution. This member shall have been a legal resident of and licensed to practice veterinary medicine in North Carolina for not less than five years preceding his appointment.

Every member shall, within 30 days after notice of appointment, appear before any person authorized to administer the oath of office and take an oath to faithfully discharge the duties of ~~his~~ the office.'"

(2) On page 17, line 3, by adding the following immediately before the period ", provided that Section 3 of this act does not affect the term of office of any member serving on that date"

The Senate agrees to the same

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 22nd day of July, 1993.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Dennis J. Winner	S/ W. W. Dickson
S/ Austin M. Allran	S/ James B. Black
S/ James D. Speed	S/ Vernon G. James
S/ Joe Johnson	S/ George Holmes
S/ Luther H. Jordan	S/ John B. McLaughlin

The Conference Report is adopted, by electronic vote (85-0), and the Senate is so notified by Special Message.

The Senate having previously adopted the Conference Report, the Speaker orders the bill enrolled.

H.B. 815, A BILL TO BE ENTITLED AN ACT AUTHORIZING BURKE COUNTY TO ASSIST THOROUGHFARE PLAN IMPLEMENTATION.

On motion of Representative Church, the House concurs in the material Senate amendment, which changes the title, on its third reading, by the following vote, and the bill is ordered enrolled.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barbee, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Diamont, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Griffin, Hackney, Hayes, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, H. Hunter, Ives, James, Jarrell, Jenkins, Joye, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, McAllister, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Richardson, Rogers, Russell, Sexton, Smith, Stamey, Stewart, Sutton, Wainwright, Wilkins, Wilmoth, C. Wilson, and Wright - 86.

Voting in the negative: None.

Excused absences: Representatives Beall, Braswell, Brubaker, Dickson, Flaherty, Green, Howard, Lutz, Redwine, Robinson, Tallent, Weatherly, and Wood - 13.

Senate Committee Substitute for **H.B. 114**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LINCOLN COUNTY TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, TO SET THE MAXIMUM COMBINED CITY AND COUNTY ROOM OCCUPANCY TAX RATE FOR LINCOLN COUNTY AND THE CITIES AND TOWNS LOCATED IN LINCOLN COUNTY, AND TO MAKE OTHER LOCAL CHANGES FOR DUPLIN COUNTY AND THE TOWN OF CHAPEL HILL.

On motion of Representative Gamble, the House concurs in the material Senate committee substitute on its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barbee, Berry, Black, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dockham, Easterling, Ellis, Esposito, Fitch, Fussell, Gardner, Gottovi, Grady, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Holt, Judy Hunt, H. Hunter, Ives, James, Jarrell, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, McAllister, McCombs, McCrary, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Richardson, Rogers, Russell, Sexton, Smith, Stamey, Stewart, Sutton, G. Thompson, Wainwright, Wilkins, Wilmoth, C. Wilson, and Wright - 81.

Voting in the negative: None.

Excused absences: Representatives Beall, Braswell, Brubaker, Colton, Dickson, Flaherty, Green, Howard, Lutz, Redwine, Robinson, Tallent, Weatherly, and Wood - 14.

CONFERENCE REPORT

Representative Nesbitt moves the adoption of the following Conference Report.

House Committee Substitute for S.B. 14

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **S.B. 14**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF SEVEN HUNDRED FORTY-SIX MILLION TWO HUNDRED THOUSAND DOLLARS IN GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS FOR (1) CAPITAL IMPROVEMENTS FOR THE UNIVERSITY OF NORTH CAROLINA, (2) GRANTS TO COMMUNITY COLLEGES FOR CAPITAL IMPROVEMENTS, AND (3) LOANS, REVOLVING LOANS, AND GRANTS TO LOCAL GOVERNMENT UNITS FOR WATER SUPPLY SYSTEMS, WASTEWATER COLLECTION SYSTEMS, WASTEWATER TREATMENT WORKS, AND WATER

CONSERVATION PROJECTS, House Committee Substitute Favorable 7/16/93, Fifth Edition Engrossed wish to report as follows: The Senate concurs in the House Committee Substitute Favorable 7/16/93, Fifth Edition Engrossed with the following amendment: delete the entire House Committee Substitute Favorable 7/16/93, Fifth Edition Engrossed and substitute the attached proposed conference committee substitute S14-CCSLC-7/21.

The House of Representatives agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 22nd day of July, 1993.

Conferees for the Senate

S/ George B. Daniel
S/ Aaron W. Plyler
S/ I. T. "Ted" Kaplan
S/ Howard N. Lee
S/ Beverly M. Perdue
S/ David R. Parnell
S/ Robert G. Shaw

Conferees for the House of Representatives

S/ Martin L. Nesbitt
S/ Joe Hackney
S/ George W. Miller, Jr.
S/ James B. Black
S/ Aaron E. Fussell
S/ H. M. Michaux, Jr.
S/ Milton F. Fitch, Jr.
S/ Jack Hunt
S/ C. Robert Brawley
S/ Marie W. Colton
S/ Joanne W. Bowie
S/ Edward C. Bowen

The material Conference Report, which changes the title, is adopted on its second reading, by the following vote, and remains on the Calendar. (The Conference Report in its entirety may be found in the Appendix.)

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barbee, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Diamont, Dockham, Easterling, Edwards, Esposito, Fitch, Fussell, Gamble, Gardner, Gist, Gottovi, Grady, Gray, Griffin, Hackney, Hayes, Hightower, Hill, Holt, Jack Hunt, Judy Hunt, H. Hunter, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lemmond, Luebke, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Morgan, Nesbitt, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Richardson, Rogers, Russell, Sexton, Smith, Stamey, Stewart, Sutton, G. Thompson, Wainwright, Warner, Wilkins, Wilmoth, C. Wilson, and Wright - 91.

Voting in the negative: Representative Decker.

Excused absences: Representatives Baddour, Beall, Braswell, Brubaker, Dickson, Flaherty, Green, Howard, Lutz, Redwine, Robinson, Tallent, Weatherly, and Wood - 14.

Senate Committee Substitute for **H.B. 781**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF DURHAM TO PROCEED WITH CONDEMNATION OF REAL PROPERTY WHEN OWNERSHIP IS TRANSFERRED.

On motion of Representative Michaux, the House concurs in the Senate committee substitute and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 814**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MECKLENBURG COUNTY PARK RANGERS MAY ACT AS SPECIAL PEACE OFFICERS ON PROPERTY OWNED OR LEASED BY THE CITY OF CHARLOTTE.

Representative C. Wilson moves that the House concur in the Senate committee substitute.

Representative H. Hunter moves that the bill be removed from today's Calendar and re-referred to the Committee on Judiciary I.

The motion to re-refer fails.

The House concurs in the Senate committee substitute and the bill is ordered enrolled.

H.B. 888, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF ENFIELD.

On motion of Representative D. Brown, the House concurs in the Senate amendment and the bill is ordered enrolled.

Senate Committee Substitute No. 2 for **H.B. 83**, A BILL TO BE ENTITLED AN ACT TO TEMPORARILY INCREASE THE SCRAP TIRE DISPOSAL TAX, TO PROVIDE FOR THE DISTRIBUTION OF THE ADDITIONAL TAX PROCEEDS, TO TEMPORARILY REVOKE THE GENERAL AUTHORITY OF A UNIT OF LOCAL GOVERNMENT OR A CONTRACTING PARTY TO IMPOSE A SEPARATE SCRAP TIRE DISPOSAL FEE, AND TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO DEVELOP AND IMPLEMENT ALTERNATIVE, MARKET-BASED PILOT PROGRAMS FOR SCRAP TIRE COLLECTION AND RECYCLING.

On motion of Representative DeVane, the House concurs in the material Senate Committee Substitute No. 2 on its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Barbee, Berry, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dockham, Easterling, Esposito, Fitch, Fussell, Gamble, Gardner, Gist, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, R. Hunter, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Morgan, Nye, Oldham, C. Preston, Ramsey,

Richardson, Sexton, Smith, Spears, Stewart, Sutton, G. Thompson, Wainwright, Warner, Wilkins, Wilmoth, and Wright - 80.

Voting in the negative: Representatives Balmer, Edwards, Nichols, and J. Preston - 4.

Excused absences: Representatives Baddour, Beall, Braswell, Brubaker, Dickson, Flaherty, Green, Howard, Lutz, Redwine, Robinson, Russell, Tallent, Weatherly, and Wood - 15.

H.B. 187, A BILL TO BE ENTITLED AN ACT REQUIRING CERTAIN DETAIL IN THE DECISIONS AND REPORTS OF THE OSHA REVIEW BOARD.

On motion of Representative Fitch, the House concurs in the Senate amendment, by electronic vote (82-1), and the bill is ordered enrolled.

H.B. 639, A BILL TO BE ENTITLED AN ACT TO PERMIT TEACHER ASSISTANTS AND OTHER INSTRUCTIONAL PERSONNEL WHO DO NOT REQUIRE A SUBSTITUTE TO TAKE VACATION LEAVE WHEN STUDENTS ARE IN ATTENDANCE.

On motion of Representative Colton, the House concurs in the Senate amendment, by electronic vote (78-4), and the bill is ordered enrolled.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 808, AN ACT AUTHORIZING THE TOWN OF HILLSBOROUGH TO IMPOSE A PREPARED FOOD AND BEVERAGE TAX. (CHAPTER 449)

H.B. 174, AN ACT TO AUTHORIZE THE DEPARTMENT OF REVENUE TO ALLOW OR REQUIRE PAYMENT OF TAXES BY ELECTRONIC FUNDS TRANSFER. (CHAPTER 450)

H.B. 578, AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENTS PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA AND THE UNIVERSITY OF NORTH CAROLINA HOSPITALS AT CHAPEL HILL. (CHAPTER 451)

H.B. 622, AN ACT TO IMPROVE THE LAWS RELATING TO NORTH CAROLINA'S MONITORING OF INSURANCE COMPANY FINANCES AND THE PRESERVATION OF INSURANCE COMPANY SOLVENCY, TO MAINTAIN NORTH CAROLINA'S ACCREDITATION BY THE NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS, AND TO ESTABLISH A FEE FOR THE ACCREDITATION AND RENEWAL OF ACCREDITATION OF REINSURANCE COMPANIES. (CHAPTER 452)

H.B. 649, AN ACT TO AUTHORIZE THE CITY OF THOMASVILLE TO LEVY A ROOM OCCUPANCY AND TOURISM

DEVELOPMENT TAX AND TO SET THE MAXIMUM COMBINED CITY AND COUNTY ROOM OCCUPANCY TAX RATE FOR DAVIDSON COUNTY AND THE CITIES AND TOWNS LOCATED IN DAVIDSON COUNTY. (CHAPTER 453)

H.B. 859, AN ACT TO AUTHORIZE GRANVILLE COUNTY TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO SET THE MAXIMUM COMBINED CITY AND COUNTY ROOM OCCUPANCY TAX RATE FOR GRANVILLE COUNTY AND THE CITIES AND TOWNS LOCATED IN GRANVILLE COUNTY. (CHAPTER 454)

H.B. 862, AN ACT TO REQUIRE THE REGISTRATION OF OUT-OF-STATE PHARMACIES THAT REGULARLY DISTRIBUTE PRESCRIPTION MEDICINES TO CITIZENS OF THE STATE THROUGH THE MAIL OR OTHER COMMON CARRIERS. (CHAPTER 455)

H.B. 874, AN ACT TO INCREASE THE MOTOR VEHICLES TAX THAT MAY BE LEVIED BY THE CITY OF DURHAM AND TO ALLOW ALLEGHANY COUNTY TO LEVY A MOTOR VEHICLES TAX. (CHAPTER 456)

H.B. 1127, AN ACT TO AUTHORIZE THE CONVEYANCE OF A RIGHT-OF-WAY TO THE DEPARTMENT OF TRANSPORTATION WITHIN PILOT MOUNTAIN STATE PARK. (CHAPTER 457)

S.B. 516, AN ACT TO AUTHORIZE THE EXTENSION OF COUNTY HOUSING AUTHORITY JURISDICTION TO CITIES LOCATED IN WHOLE OR IN PART WITHIN THE COUNTY'S BOUNDARIES. (CHAPTER 458)

S.B. 658, AN ACT TO EXPAND THE PROPERTY TAX EXEMPTION FOR COMPUTER SOFTWARE. (CHAPTER 459)

S.B. 806, AN ACT TO PROVIDE THAT VOTER REGISTRATION SHALL BE THE SOLE CRITERIA FOR ALLOCATING VOTING MACHINES AMONG PRECINCTS IN ANY COUNTY WITH FOUR HUNDRED FIFTY THOUSAND OR MORE POPULATION. (CHAPTER 460)

S.B. 860, AN ACT TO CLARIFY THE PUBLIC RECORDS LAW WITH RESPECT TO CRIMINAL INVESTIGATIVE RECORDS. (CHAPTER 461)

S.B. 892, AN ACT TO REQUIRE THAT A DELINQUENT JUVENILE ON PROBATION AND REQUIRED TO ATTEND SCHOOL AS A CONDITION OF PROBATION BE REQUIRED TO MAINTAIN A PASSING GRADE IN FOUR COURSES. (CHAPTER 462)

S.B. 899, AN ACT TO ENACT NEW ARTICLE 2A OF THE UNIFORM COMMERCIAL CODE AND TO ADD A NEW ARTICLE 2 TO CHAPTER 22B OF THE GENERAL STATUTES MAKING JURY TRIAL WAIVER PROVISIONS IN CONTRACTS UNENFORCEABLE. (CHAPTER 463)

S.B. 954, AN ACT TO PERMIT THE DIRECT PAYMENT OF CERTIFIED SOCIAL WORKERS AND CERTAIN ADVANCED PRACTICE REGISTERED NURSES UNDER HEALTH INSURANCE POLICIES AND PLANS. (CHAPTER 464)

H.B. 102, AN ACT TO REQUIRE THE LOCAL BOARDS OF EDUCATION TO USE THE ENERGY GUIDELINES FOR SCHOOL DESIGN AND CONSTRUCTION AND TO REQUIRE ENERGY-USE GOALS AND STANDARDS IN ORDER TO ASSURE THE CONSTRUCTION OF ENERGY EFFICIENT NEW SCHOOLS AND SCHOOL RENOVATIONS. (CHAPTER 465)

S.B. 100, AN ACT TO VEST AUTHORITY IN THE SECRETARY OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO GRANT SHELLFISH CULTIVATION LEASES, TO MAKE CHANGES TO CHAPTER 113 OF THE NORTH CAROLINA GENERAL STATUTES, AND TO STUDY THE PREVENTION OF MARINE LITTER. (CHAPTER 466)

S.B. 128, AN ACT TO EXEMPT CERTAIN TRANSFERS OF VEHICLES FROM THE HIGHWAY USE TAX, TO REIMBURSE THE HIGHWAY TRUST FUND FOR REVENUE THAT WOULD OTHERWISE BE LOST AS A RESULT OF THE EXEMPTIONS, TO INCREASE REVENUES TO PROVIDE FUNDS TO MAKE THE REIMBURSEMENT, TO LOWER THE MAXIMUM HIGHWAY USE TAX ON CERTAIN COMMERCIAL VEHICLES, TO INCREASE THE ANNUAL REGISTRATION FEES FOR CERTAIN PROPERTY-HAULING VEHICLES, AND TO CREDIT THE INCREASED REVENUE FROM THE REGISTRATION FEES TO THE HIGHWAY TRUST FUND. (CHAPTER 467)

H.B. 736, AN ACT TO COMPLETE THE MERGER OF THE EDGECOMBE COUNTY AND TARBORO CITY SCHOOL ADMINISTRATIVE UNITS, TO REQUIRE THAT THE BOARDS OF TRUSTEES OF EDGECOMBE COMMUNITY COLLEGE AND NASH COMMUNITY COLLEGE STUDY A POSSIBLE MERGER OF THE TWO COLLEGES INTO A CONSOLIDATED COMMUNITY COLLEGE TO SERVE A COMBINED SERVICE DELIVERY AREA AND TO PROVIDE THAT THE CABARRUS COUNTY BOARD OF EDUCATION MAY CALL FOR A SPECIAL ELECTION TO FILL A VACANCY ON THAT BOARD. (CHAPTER 468)

H.B. 799, AN ACT TO EXEMPT CITIES AND COUNTIES FROM CERTAIN ZONING NOTICE REQUIREMENTS AND TO REPEAL VARIOUS LOCAL ACTS. (CHAPTER 469)

H.B. 982, AN ACT TO PERMIT INCREASED WEIGHTS FOR HAULING AGRICULTURAL CROPS WITHIN THIRTY-FIVE MILES OF THE FARM WHERE THEY WERE GROWN. (CHAPTER 470)

H.J.R. 1498, A JOINT RESOLUTION HONORING THE LATE RAYMOND MARKHAM "PETE" THOMPSON, SR., FORMER MEMBER OF THE GENERAL ASSEMBLY. (RESOLUTION 24)

S.J.R. 594, A JOINT RESOLUTION HONORING THE MEMORY OF PAUL GREEN, DRAMATIST LAUREATE OF NORTH CAROLINA AND ESTABLISHING THE NORTH CAROLINA CENTER FOR THE BOOK. (RESOLUTION 25)

H.J.R. 296, A JOINT RESOLUTION HONORING DONALD ROSS AND HONORING DONALD ROSS, THE FATHER OF AMERICAN GOLF COURSE ARCHITECTURE, AND RECOGNIZING PINEHURST AS THE GOLF CAPITAL OF THE WORLD. (RESOLUTION 26)

CALENDAR (continued)

Committee Substitute for **H.B. 1102,** A BILL TO BE ENTITLED AN ACT TO CREATE THE PESTICIDE ENVIRONMENTAL TRUST FUND, TO BE FUNDED BY AN ASSESSMENT FOR EACH BRAND OR GRADE OF PESTICIDE REGISTERED.

On motion of Representative DeVane, the House concurs in Senate Amendment No. 1 by electronic vote (76-0).

On motion of Representative DeVane, the House concurs in Senate Amendment No. 2, by electronic vote (80-0), and the bill is ordered enrolled.

Committee Substitute for **S.B. 887,** A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF SANTEETLAH TO MAKE EQUAL ASSESSMENTS FOR EACH LOT IN A NEW SYSTEM, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Balmer, Barbee, Berry, Black, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Decker, DeVane, Diamont, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gamble, Gardner, Gist, Gottovi, Gray, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Jack Hunt, Judy Hunt, R. Hunter, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Lemmond, Luebke, McAllister, McCombs, McCrary, McLawhorn, Mercer, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Richardson, Rogers, Sexton, Smith, Spears, Sutton, G. Thompson, Warner, Wilkins, Wilmoth, C. Wilson, and Wright - 83.

Voting in the negative: None.

Excused absences: Representatives Baddour, Beall, Braswell, Brubaker, Dickson, Flaherty, Green, Howard, Lutz, Redwine, Robinson, Russell, Tallent, Weatherly, and Wood - 15.

House Committee Substitute for **S.B. 1222,** A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A DISABLED SPORTSMAN PROGRAM UNDER THE WILDLIFE RESOURCES COMMISSION AND TO ESTABLISH A NONRESIDENT BEAR HUNTING LICENSE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Balmer, Barbee, Berry, Black, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Edwards, Ellis, Esposito, Fitch, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hightower, Hill, Jack Hunt, R. Hunter, Ives, James, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Lee, Luebke, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Richardson, Rogers, Sexton, Smith, Spears, Sutton, G. Thompson, Wainwright, Warner, Wilkins, Wilmoth, C. Wilson, and Wright - 81.

Voting in the negative: None.

Excused absences: Representatives Baddour, Beall, Braswell, Brubaker, Dickson, Flaherty, Green, Howard, Lutz, Redwine, Robinson, Russell, Tallent, Weatherly, and Wood - 15.

H.B. 987, A BILL TO BE ENTITLED AN ACT TO ESTABLISH PEER REVIEW FOR OPTOMETRISTS AND TO ESTABLISH AN OPTOMETRIST PRIVILEGE.

On motion of Representative Nye, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barbee, Barnes, Berry, Bowie, Bowman, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Diamont, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hall, Hayes, Hightower, Hill, Holmes, Jack Hunt, Judy Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Lee, Luebke, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Richardson, Sexton, Smith, Spears, Stamey, Sutton, G. Thompson, Wainwright, Warner, Wilkins, Wilmoth, C. Wilson, and Wright - 86.

Voting in the negative: None.

Excused absences: Representatives Baddour, Beall, Braswell, Brubaker, Dickson, Flaherty, Green, Howard, Lutz, Redwine, Robinson, Russell, Tallent, Weatherly, and Wood - 15.

Committee Substitute for **H.B. 1226**, A BILL TO BE ENTITLED AN ACT REGARDING OVERLOADING OF MOTOR VEHICLES.

Representative Cole offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Alphin, Balmer, Barbee, Berry, Black, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Diamont, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holt, Judy Hunt, H. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nichols, Oldham, C. Preston, J. Preston, Richardson, Rogers, Sexton, Spears, Stamey, Sutton, Warner, Wilkins, Wilmoth, C. Wilson, and Wright - 84.

Voting in the negative: Representative Smith.

Excused absences: Representatives Beall, Braswell, Brubaker, Dickson, Flaherty, Green, Howard, Lutz, Redwine, Robinson, Russell, Tallent, Weatherly, and Wood - 14.

CONFERENCE REPORT

Representative Stamey sends forth the Conference Report on **H.B. 1158**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ERECTION OF OUTDOOR ADVERTISING ON A PORTION OF U.S. HIGHWAY 52 AND NORTH CAROLINA HIGHWAY 752 IN SURRY COUNTY. On motion of Representative Stamey, Rule 44(d) is suspended and the Conference Report is placed on today's Calendar.

SUSPENSION OF RULE

On motion of Representative Gamble, Rule 5(10) is suspended and **S.B. 1111**, A BILL TO BE ENTITLED AN ACT TO ALLOW EACH OF THE MEMBERS OF THE FARMERS MUTUAL FIRE INSURANCE ASSOCIATION OF NORTH CAROLINA TO BE INDEPENDENTLY CHARTERED, is recalendared for immediate consideration.

On motion of Representative Gamble, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (85-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment by Special Message.

SUSPENSION OF RULE

On motion of Representative Hackney, Rule 20(a)(2) is suspended and Committee Substitute for **H.B. 1226**, A BILL TO BE ENTITLED AN ACT REGARDING OVERLOADING OF MOTOR VEHICLES, is placed on the Calendar for its third reading.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Balmer, Barbee, Berry, Black, Bowen, Bowie, Bowman, Brawley, J. Brown, Burton, Church, Cole, Colton, Crawford, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, DeVane, Dockham, Easterling, Ellis, Esposito, Fitch, Fussell, Gamble, Gardner, Gottovi, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hightower, Hill, Holmes, Jack Hunt, Judy Hunt, H. Hunter, Ives, James, Jarrell, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Luebke, McCombs, McCrary, McLaughlin, McLawhorn, Michaux, B. Miller, G. Miller, Miner, Mitchell, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Richardson, Rogers, Sexton, Spears, Stewart, Sutton, G. Thompson, Warner, Wilkins, Wilmoth, C. Wilson, and Wright - 85.

Voting in the negative: Representative Jenkins.

Excused absences: Representatives Bell, Braswell, Brubaker, Dickson, Flaherty, Green, Howard, Lutz, Redwine, Robinson, Russell, Tallent, Weatherly, and Wood - 14.

Committee Substitute for **S.B. 1003**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A PUBLIC HEARING BE HELD PRIOR TO THE APPROVAL OF AN APPLICATION FOR A NEW PERMIT, THE RENEWAL OF A PERMIT, OR A SUBSTANTIAL AMENDMENT TO A PERMIT FOR A SANITARY LANDFILL, passes its second reading, by electronic vote (84-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for **S.B. 625**, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES IN ORDER TO ALLOW FULL IMPLEMENTATION OF THE FLEXIBLE FUNDING AND ALTERNATIVE USES AUTHORIZED UNDER THE FEDERAL INTERMODAL SURFACE TRANSPORTATION EFFICIENCY ACT OF 1991.

On motion of Representative McLaughlin, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (83-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment by Special Message.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Stamey pursuant to Rule 36(a), House Committee Substitute for **S.B. 1074**, A BILL TO BE ENTITLED AN ACT ENABLING NORTH CAROLINA TO JOIN THE DRIVERS LICENSE COMPACT, MAKING TECHNICAL AND CLARIFYING CHANGES TO THE MOTOR VEHICLE LAWS, AND ESTABLISHING NEW OFFENSES CONCERNING THE WRONGFUL ISSUANCE OF A DRIVERS LICENSE OR A SPECIAL IDENTIFICATION CARD, is withdrawn from the Calendar of July 24 and placed on today's Calendar.

CONFERENCE REPORT

Representative Kuczmarski sends forth the Conference Report on House Committee Substitute for **S.B. 1148**, A BILL TO BE ENTITLED AN ACT TO CLARIFY PROVISIONS THAT AFFECT THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN. Without objection, the Conference Report is placed on today's Calendar.

CALENDAR (continued)

House Committee Substitute for **S.B. 832**, A BILL TO BE ENTITLED AN ACT TO PROVIDE A TIMETABLE WITHIN WHICH THE DEPARTMENT OF REVENUE AND THE TAX REVIEW BOARD MUST HOLD ADMINISTRATIVE HEARINGS AND RENDER DECISIONS AND TO PROVIDE FOR STATE TAXPAYERS' RIGHTS.

Representative Ellis offers Amendment No. 1.

Representative Hackney inquires of the Chair if the amendment is germane to the title. The Chair rules that the amendment is not germane to the title. The amendment is returned to Representative Ellis.

The bill passes its second reading, by electronic vote (84–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

House Committee Substitute No. 2 for **S.B. 1066**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR VOTER PREREGISTRATION OF SIXTEEN- AND SEVENTEEN-YEAR OLDS BY DRIVERS LICENSE EXAMINERS, TO ALLOW EARLY VOTING, AND TO ALLOW MAILED ABSENTEE BALLOTS WITHOUT EXCUSE IN CERTAIN CIRCUMSTANCES.

Representative McLaughlin offers Amendment No. 1 which is adopted.

Representative Lemmond offers Amendment No. 2 which is adopted.

The bill, as amended, passes its second reading by electronic vote (78–11).

Representative Ellis objects to the third reading. The bill remains on the Calendar.

On motion of Representative Michaux, Rule 41(b) is suspended, by electronic vote (70–26), and the bill is placed on the Calendar for its third reading.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute without engrossment by Special Message.

House Committee Substitute for **S.B. 799**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A DEFENDANT, AFTER A FINDING OF PROBABLE CAUSE OR INDICTMENT FOR COMMITTING A NONCONSENSUAL SEX OFFENSE, SHALL BE TESTED FOR CERTAIN SEXUALLY TRANSMITTED INFECTIONS UPON THE REQUEST OF THE VICTIM, passes its second reading, by electronic vote (94–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

House Committee Substitute for **S.B. 897**, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT THAT CITY OR COUNTY PROPERTY CONVEYANCES TO A NONPROFIT ENTITY AT PRIVATE SALE RECEIVE A UNANIMOUS VOTE OF THE GOVERNING BOARD, passes its second reading, by electronic vote (88–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

House Committee Substitute for **S.B. 64**, A BILL TO BE ENTITLED AN ACT TO CREATE A RAIL COUNCIL WITHIN THE DEPARTMENT OF TRANSPORTATION AND TO BROADEN THE AUTHORITY OF THE BOARD OF TRANSPORTATION, passes its second reading, by electronic vote (84–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

House Committee Substitute No. 2 for **S.B. 836**, A BILL TO BE ENTITLED AN ACT TO WAIVE THE FEE FOR SPECIAL IDENTIFICATION CARDS FOR HOMELESS PERSONS AND TO ABOLISH THE RESERVE FUND FOR FEES COLLECTED FOR SPECIAL IDENTIFICATION CARDS.

Representative Ramsey requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

The bill passes its second reading, by electronic vote (84–2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House Committee Substitute No. 2 by Special Message.

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative Hackney, Senate Committee Substitute for **H.B. 179**, A BILL TO BE ENTITLED AN ACT TO DELETE THE REQUIREMENT THAT CERTAIN REPORTS ON ENVIRONMENTAL ISSUES BE MADE TO THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS, TO SET A DATE BY WHICH LOCAL GOVERNMENTS SHALL SUBMIT LOCAL WATER SUPPLY PLANS, AND TO MAKE CLARIFYING,

CONFORMING, AND TECHNICAL CHANGES TO VARIOUS LAWS RELATING TO ENVIRONMENT, HEALTH, AND NATURAL RESOURCES, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and placed on today's Calendar.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Holt and without objection, **S.B. 575**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE PAYMENT OF OUTSTANDING FINES AS A CONDITION OF LICENSE RENEWAL FOR DOMICILIARY CARE FACILITIES AND NURSING FACILITIES, is withdrawn from the Calendar and re-referred to the Committee on State Government.

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate.

Senate Committee Substitute for **H.B. 364**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO AMEND THE JUVENILE LAW AND OTHER LAWS TO PROTECT CHILDREN MORE EFFECTIVELY FROM ABUSE, NEGLECT, AND DEPENDENCY, is returned for concurrence in Senate committee substitute and referred to the Committee on Judiciary II.

Senate Committee Substitute for **H.B. 1467**, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 105 OF THE GENERAL STATUTES TO REQUIRE NOTIFICATION OF PROPERTY TAXES DUE, TO CHANGE THE PROPERTY TAX VALUATION DATE FOR MOTOR VEHICLES REGISTERED UNDER THE ANNUAL SYSTEM, AND TO MAKE OTHER TAX LAW CHANGES, is returned for concurrence in Senate committee substitute, which changes the title, and referred to the Committee on Finance.

Committee Substitute for **H.B. 297**, A BILL TO BE ENTITLED AN ACT TO REQUIRE AN ENDORSEMENT TO SELL FISH TAKEN FROM COASTAL FISHING WATERS, TO CONSOLIDATE THE VESSEL FISHING LICENSE, AND TO AMEND OTHER MARINE FISHERIES STATUTES, is returned for concurrence in Senate amendment and, without objection, is placed on today's Calendar.

Committee Substitute No. 2 for **S.B. 883**, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA PROFESSIONAL TEACHING STANDARDS BOARD, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute for **S.B. 1045**, A BILL TO BE ENTITLED AN ACT TO BROADEN EXISTING INCOME TAX CREDITS FOR THE PRODUCTION AND INSTALLATION OF SOLAR AND PHOTOVOLTAIC EQUIPMENT BY INCREASING THE AMOUNTS OF THE CREDITS AND EXTENDING THE SOLAR EQUIPMENT CREDITS TO INCLUDE EQUIPMENT THAT GENERATES ELECTRICITY, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute No. 2 for **S.B. 1249**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES CONCERNING THE BOARD OF ELECTROLYSIS EXAMINERS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 23, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees on House Committee Substitute for **S.B. 60**, A BILL TO BE ENTITLED AN ACT TO IMPOSE AN ADVANCE DISPOSAL TAX ON NEW WHITE GOODS, TO REQUIRE EACH COUNTY TO PROVIDE FOR THE MANAGEMENT OF DISCARDED WHITE GOODS, AND TO PROVIDE FOR THE REMOVAL OF CHLOROFLUOROCARBON REFRIGERANTS FROM WHITE GOODS.

Pursuant to the message that your Honorable Body has adopted the report of the conferees, the President has ordered the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 22, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in the House Committee Substitute for **S.B. 710**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NASH COUNTY TO USE THE PROCEEDS OF ITS OCCUPANCY TAX FOR ECONOMIC DEVELOPMENT PROJECTS, which proposes to change the title to read House Committee Substitute for **S.B. 710**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE NASH COUNTY ROOM OCCUPANCY TAX, and requests conferees. The President Pro Tempore appoints: Senator Cooper, Chairman; Senators Kerr and Soles on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 23, 1993

Mr. Speaker:

On **S.B. 1148**, A BILL TO BE ENTITLED AN ACT TO MAKE PROVISIONS WHICH AFFECT THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN, which proposes to change the title to read House Committee Substitute for **S.B. 1148**, A BILL TO BE ENTITLED AN ACT TO CLARIFY PROVISIONS THAT AFFECT THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN, it is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees, which further changes the title to read House Committee Substitute for **S.B. 1148**, A BILL TO BE ENTITLED AN ACT TO AFFECT THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN, to the end that when a similar action has been taken on the part of your Honorable Body, the President will order the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

CONFEREES APPOINTED

The Speaker announces the following conferees on House Committee Substitute for **S.B. 26**, A BILL TO BE ENTITLED AN ACT TO MAKE APPROPRIATIONS TO PROVIDE CAPITAL IMPROVEMENTS FOR STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES: Representatives Nesbitt and Diamont, Co-Chairs; Representatives Black, Bowman, Brawley, Crawford, DeVane, Easterling, Fitch, Gist, Gottovi, Grady, Holmes, Holt, McAllister, McLaughlin, Michaux, Nye, Rogers, Sutton, and Wainwright.

The Senate is so notified by Special Message.

The House recesses at 12:55 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate.

Senate Committee Substitute for **H.B. 541**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GENERAL STATUTES COMMISSION TO DELETE THE DOMICILIARY OR RESIDENCY AND CITIZENSHIP REQUIREMENTS FOR EXAMINATION AND LICENSURE AS A

CERTIFIED PUBLIC ACCOUNTANT AND TO MAKE TECHNICAL AMENDMENTS BY DELETING OBSOLETE REFERENCES TO PUBLIC ACCOUNTANTS, is returned for concurrence in Senate committee substitute and, without objection, is placed on today's Calendar.

Senate Committee Substitute for **H.B. 865**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE PLAN FOR ELECTION OF THE GUILFORD COUNTY BOARD OF COMMISSIONERS ENACTED BY THE 1991 GENERAL ASSEMBLY IS THE ONLY LAWFUL PLAN, is returned for concurrence in Senate committee substitute, which changes the title, and, without objection, is placed on today's Calendar.

Committee Substitute for **H.B. 1003**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CREATION OF THE CENTENNIAL AUTHORITY, is returned for concurrence in Senate amendment and referred to the Committee on Appropriations.

Senate Committee Substitute for **H.B. 1109**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES AND CITIES TO ENGAGE IN ADDITIONAL LOCAL ECONOMIC DEVELOPMENT ACTIVITIES, is returned for concurrence in Senate committee substitute and, without objection, is placed on today's Calendar.

Senate Committee Substitute for **H.B. 698**, A BILL TO BE ENTITLED AN ACT TO AMEND LAWS RELATING TO FELONIOUS LARCENY TO MAKE THE THRESHOLD AMOUNT CONSISTENTLY ONE THOUSAND DOLLARS, is returned for concurrence in Senate committee substitute, which changes the title, and referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 935, A BILL TO BE ENTITLED AN ACT TO DELETE THE REFERENCES TO THE DEPARTMENT OF PUBLIC EDUCATION, is returned for concurrence in Senate amendment and, without objection, is placed on today's Calendar.

CALENDAR (continued)

Committee Substitute for **S.B. 533**, A BILL TO BE ENTITLED AN ACT TO INSTITUTE A STATEWIDE REPORTING SYSTEM FOR OCCUPATIONAL DISEASES, ILLNESSES, AND INJURIES, passes its second reading, by electronic vote (60–1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute No. 2 for **S.B. 913**, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANNUAL CONTINUING EDUCATION FOR REAL ESTATE BROKERS AND SALESPERSONS.

REPRESENTATIVE COLTON, SPEAKER PRO TEMPORE, PRESIDING.

The bill passes its second reading, by electronic vote (69–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 1018, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT REAL ESTATE MORTGAGE INVESTMENT CONDUITS WILL BE TREATED AS PASS-THROUGH ENTITIES FOR STATE TAX PURPOSES TO THE SAME EXTENT AS UNDER THE FEDERAL TAX LAW, passes its second reading, by electronic vote (70-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

House Committee Substitute for **S.B. 989**, A BILL TO BE ENTITLED AN ACT TO REQUIRE EMPLOYERS TO GRANT LEAVE AT A MUTUALLY AGREED UPON TIME TO EMPLOYEES FOR INVOLVEMENT AT THEIR CHILDREN'S SCHOOLS, TO ENCOURAGE SCHOOLS TO IMPLEMENT PARENT INVOLVEMENT AND CONFLICT RESOLUTION PROGRAMS, AND TO DIRECT LOCAL BOARDS OF EDUCATION TO REEVALUATE THEIR SCHOOL SAFETY POLICIES IN LIGHT OF 1993 LEGISLATION, passes its second reading, by electronic vote (65-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

Committee Substitute for **S.B. 622**, A BILL TO BE ENTITLED AN ACT TO MAKE MISCELLANEOUS AMENDMENTS TO LAWS GOVERNING HEALTH INSURANCE.

On motion of Representative B. Miller, Committee Amendment No. 1 is adopted.

Representative B. Miller offers Amendment No. 2 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (75-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendments by Special Message.

Committee Substitute for **S.B. 961**, A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN COUNTIES TO REGULATE JUNKYARDS ON NORTH CAROLINA ROUTES, passes its second reading, by electronic vote (72-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 1021, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE COST OF EMERGENCY MEDICAL SERVICES FOR AN INMATE IN A LOCAL CONFINEMENT FACILITY SHALL BE PAID BY A THIRD-PARTY INSURER IF THE INMATE HAS SUCH INSURANCE.

On motion of Representative Kuczmarski, Committee Amendment No. 1 is adopted. This amendment changes the title.

The bill, as amended, passes its second reading, by electronic vote (70–2), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment by Special Message.

S.B. 611, A BILL TO BE ENTITLED AN ACT TO PROVIDE THE SAME CONFIDENTIALITY OF PERSONNEL RECORDS OF WATER AND SEWER AUTHORITIES AS ARE PROVIDED THOSE OF CITIES, COUNTIES, AND OTHER UNITS OF LOCAL GOVERNMENT.

Representative Hackney requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

Representative Hayes offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (69–0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment by Special Message.

House Committee Substitute for **S.B. 586**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS, CLARIFICATIONS, AND CORRECTIONS IN VARIOUS INSURANCE AND INSURANCE-RELATED LAWS AND TO MAKE CHANGES TO THE LAWS ON SERVICE AGREEMENTS FOR MOTOR VEHICLES AND HOME APPLIANCES, passes its second reading, by electronic vote (73–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

Committee Substitute for **H.B. 404**, A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN CRIMINAL STATUTES TO MAKE THE CRIMES OF MAKING A FALSE REPORT CONCERNING DESTRUCTIVE DEVICE, AND PERPETRATING A HOAX BY THE USE OF A FALSE BOMB OR OTHER DEVICE, MORE SERIOUS AS THEY APPLY TO EDUCATIONAL PROPERTY, passes its second reading, by electronic vote (76–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 1029, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE LICENSING REQUIREMENTS FOR CERTAIN PESTICIDE APPLICATORS.

Representative Nichols offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (72–5), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate without engrossment by Special Message.

House Committee Substitute for **S.B. 600**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LEGISLATIVE RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, AND THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM TO COMPLY WITH THE INTERNAL REVENUE CODE, AND TO PERMIT CERTAIN ROLLOVERS AMONG QUALIFIED PLANS, passes its second reading, by electronic vote (78–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

S.B. 659, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT DEPOSITS ON RETURNABLE AERONAUTIC REPLACEMENT PARTS WILL BE TREATED THE SAME WAY AS DEPOSITS ON RETURNABLE AUTOMOTIVE, INDUSTRIAL, MARINE, AND FARM REPLACEMENT PARTS FOR SALES TAX PURPOSES, passes its second reading, by electronic vote (73–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for **S.B. 1165**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FEES COLLECTED UNDER THE COMMERCIAL HAZARDOUS WASTE FACILITIES RESIDENT INSPECTORS PROGRAM ARE NONREVERTING, TO REVISE THE METHOD BY WHICH RESIDENT INSPECTORS ARE ASSIGNED, AND TO PROVIDE THAT CERTAIN FACILITIES THAT BURN HAZARDOUS WASTE AS A FUEL ARE SUBJECT TO THE RESIDENT INSPECTORS PROGRAM.

On motion of Representative Hackney, Committee Amendment No. 1 is adopted. This amendment changes the title.

The bill, as amended, passes its second reading, by electronic vote (73–0), and the caption having been amended, remains on the Calendar.

On motion of Representative Hightower, Rule 31(d) is suspended in order that the bill may have its third reading today.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment by Special Message.

S.J.R. 1017, A JOINT RESOLUTION EXPRESSING OPPOSITION TO A FEDERAL REQUIREMENT TO WITHHOLD FEDERAL-AID HIGHWAY FUNDS UNLESS CERTAIN STATUTES ARE ENACTED TO SUSPEND THE DRIVERS LICENSE OF FELONY CONVICTIONS OF DRUG-RELATED OFFENSES, passes its second reading, by electronic vote (71–2), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

SPEAKER BLUE PRESIDING.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Hightower for the Committee on State Government:

S.B. 575, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE PAYMENT OF OUTSTANDING FINES AS A CONDITION OF LICENSE RENEWAL FOR DOMICILIARY CARE FACILITIES AND NURSING FACILITIES, with a favorable report, as amended, and, without objection, is placed on today's Calendar.

By Representative R. Hunter for the Committee on Judiciary II:

Senate Committee Substitute for **H.B. 364**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO AMEND THE JUVENILE LAW AND OTHER LAWS TO PROTECT CHILDREN MORE EFFECTIVELY FROM ABUSE, NEGLECT, AND DEPENDENCY, with recommendation that the House concur and, without objection, is placed on today's Calendar.

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate:

Senate Committee Substitute for **H.B. 538**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR IMMEDIATE INCOME WITHHOLDING IN NON-IV-D CHILD SUPPORT CASES, AS REQUIRED BY THE FAMILY SUPPORT ACT, is returned for concurrence in Senate committee substitute, which changes the title, and, without objection, is placed on today's Calendar.

Committee Substitute for **H.B. 618**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE EXPIRATION DATE FROM THE LAW ALLOWING THE DEPARTMENT OF TRANSPORTATION TO USE NONLICENSED OR NONCERTIFIED APPRAISERS IN THE ACQUISITION OF REAL ESTATE ACQUIRED BY THE DEPARTMENT WHEN THE ESTIMATED VALUE OF THE REAL ESTATE IS LESS THAN TEN THOUSAND DOLLARS, is returned for concurrence in Senate amendment and, without objection, is placed on today's Calendar.

H.B. 1095, A BILL TO BE ENTITLED AN ACT TO PROHIBIT INSURERS FROM REQUIRING THE USE OF SPECIFIED REPAIR COMPANIES FOR MOTOR VEHICLE DAMAGE REPAIRS, is returned for concurrence in Senate amendment and, without objection, is placed on today's Calendar.

Committee Substitute No. 2 for **H.B. 1492**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE BUILDING CODE COUNCIL TO ESTABLISH STANDARDS FOR TEMPORARY TOILET

FACILITIES AT CONSTRUCTION SITES TO ENSURE SANITARY CONDITIONS FOR CONSTRUCTION WORKERS, is returned for concurrence in Senate amendment and, without objection, is placed on today's Calendar.

SUSPENSION OF RULE

On motion of Representative James, Rule 20(a)(2) is suspended and House Committee Substitute for **S.B. 1222**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A DISABLED SPORTSMAN PROGRAM UNDER THE WILDLIFE RESOURCES COMMISSION AND TO ESTABLISH A NONRESIDENT BEAR HUNTING LICENSE, is placed before the House for its third reading.

The bill passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Barnes, Bowen, Bowie, Brawley, D. Brown, J. Brown, Burton, Church, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, Decker, Diamont, Dockham, Easterling, Esposito, Gardner, Grady, Gray, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holmes, Jack Hunt, R. Hunter, Ives, James, Jarrell, Jeffus, Jenkins, Joye, Justus, Kennedy, Kinney, Kuczmarski, Lee, Lemmond, Luebke, Lutz, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Morgan, Nichols, Nye, Oldham, C. Preston, J. Preston, Ramsey, Rogers, Russell, Sexton, Smith, Spears, Sutton, Tallent, G. Thompson, Wainwright, Wilkins, Wilmoth, C. Wilson, and Wright - 82.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Beall, Braswell, Brubaker, Dickson, Flaherty, Green, Howard, Redwine, Robinson, Weatherly, and Wood - 12.

CALENDAR (continued)

Committee Substitute for **S.B. 790**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF ALCOHOLIC BEVERAGES A PERSON MAY PURCHASE AND POSSESS WITHOUT A PERMIT, passes its second reading, by electronic vote (58-22), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 60, AN ACT TO IMPOSE AN ADVANCE DISPOSAL TAX ON NEW WHITE GOODS, TO REQUIRE EACH COUNTY TO PROVIDE FOR THE MANAGEMENT OF DISCARDED WHITE

GOODS, AND TO PROVIDE FOR THE REMOVAL OF CHLOROFLUOROCARBON REFRIGERANTS FROM WHITE GOODS. (CHAPTER 471)

S.B. 501, AN ACT TO AUTHORIZE AVERY COUNTY TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX ON BUSINESSES IN THE COUNTY THAT ARE NOT SUBJECT TO A MUNICIPAL OCCUPANCY TAX AND TO SET THE MAXIMUM ROOM OCCUPANCY TAX RATE FOR ACCOMMODATIONS FURNISHED IN AVERY COUNTY. (CHAPTER 472)

S.B. 1003, AN ACT TO REQUIRE THAT A PUBLIC HEARING BE HELD PRIOR TO THE APPROVAL OF AN APPLICATION FOR A NEW PERMIT, THE RENEWAL OF A PERMIT, OR A SUBSTANTIAL AMENDMENT TO A PERMIT FOR A SANITARY LANDFILL. (CHAPTER 473)

H.B. 187, AN ACT REQUIRING CERTAIN DETAIL IN THE DECISIONS AND REPORTS OF THE OSHA REVIEW BOARD. (CHAPTER 474)

H.B. 639, AN ACT TO PERMIT TEACHER ASSISTANTS AND OTHER INSTRUCTIONAL PERSONNEL WHO DO NOT REQUIRE A SUBSTITUTE TO TAKE VACATION LEAVE WHEN STUDENTS ARE IN ATTENDANCE. (CHAPTER 475)

H.B. 781, AN ACT TO PERMIT THE CITY OF DURHAM TO PROCEED WITH CONDEMNATION OF REAL PROPERTY WHEN OWNERSHIP IS TRANSFERRED. (CHAPTER 476)

H.B. 814, AN ACT TO PROVIDE THAT MECKLENBURG COUNTY PARK RANGERS MAY ACT AS SPECIAL PEACE OFFICERS ON PROPERTY OWNED OR LEASED BY THE CITY OF CHARLOTTE. (CHAPTER 477)

H.B. 815, AN ACT AUTHORIZING VARIOUS COUNTIES TO ASSIST THOROUGHFARE PLAN IMPLEMENTATION. (CHAPTER 478)

H.B. 888, AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF ENFIELD. (CHAPTER 479)

H.B. 890, AN ACT TO ALLOW THE TOWN OF MIDDLESEX TO ANNEX A CERTAIN DESCRIBED TERRITORY TO THE CORPORATE LIMITS OF THE TOWN. (CHAPTER 480)

H.B. 1102, AN ACT TO CREATE THE PESTICIDE ENVIRONMENTAL TRUST FUND, TO BE FUNDED BY AN ASSESSMENT FOR EACH BRAND OR GRADE OF PESTICIDE REGISTERED. (CHAPTER 481)

H.J.R. 249, A JOINT RESOLUTION TO IMPLEMENT A RECOMMENDATION OF THE MENTAL HEALTH STUDY COMMISSION ADOPTING THE CHILD AND ADOLESCENT ALCOHOL AND OTHER DRUG ABUSE PLAN AS POLICY GUIDANCE FOR THE DEVELOPMENT OF SERVICES. (RESOLUTION 27)

RE-REFERRALS

On motion of Representative Jack Hunt, pursuant to Rule 39.2, **S.B. 62**, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE RAIL SAFETY SECTION FROM THE UTILITIES COMMISSION TO THE DEPARTMENT OF TRANSPORTATION, is withdrawn from the Committee on Rules, Calendar, and Operations of the House, and re-referred to the Committee on Public Utilities.

The House recesses at 4:12 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 23, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in House Committee Substitute No. 2 for **S.B. 1066**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR VOTER PREREGISTRATION OF SIXTEEN- AND SEVENTEEN-YEAR OLDS BY DRIVERS LICENSE EXAMINERS, which proposed to change the title, upon concurrence, to read House Committee Substitute No. 2 for **S.B. 1066**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR VOTER PREREGISTRATION OF SIXTEEN- AND SEVENTEEN-YEAR-OLDS BY DRIVERS LICENSE EXAMINERS, TO ALLOW EARLY VOTING, AND TO ALLOW MAILED ABSENTEE BALLOTS WITHOUT EXCUSE IN CERTAIN CIRCUMSTANCES, and requests conferees. The President Pro Tempore appoints: Senator Gunter, Chairman; Senators Hyde, Hartsell, and Winner of Mecklenburg, on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 23, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in House Committee Substitute for **S.B. 1222**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A DISABLED SPORTSMAN PROGRAM UNDER THE WILDLIFE RESOURCES COMMISSION, which

proposed to change the title, upon concurrence, to read House Committee Substitute for **S.B. 1222**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A DISABLED SPORTSMAN PROGRAM UNDER THE WILDLIFE RESOURCES COMMISSION AND TO ESTABLISH A NONRESIDENT BEAR HUNTING LICENSE, and requests conferees. The President Pro Tempore appoints: Senator Albertson, Chairman; Senators Shaw and Speed, on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

Senate Committee Substitute for **H.B. 1043**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE HEALTH CARE POWER OF ATTORNEY AND THE UNIFORM ANATOMICAL GIFT ACT, is returned for concurrence in Senate committee substitute, as amended, which changes the title, and, without objection, is placed on today's Calendar.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative Jack Hunt for the Committee on Rules, Calendar, and Operations of the House:

Committee Substitute for **H.B. 686**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE HENDERSON AND TRANSYLVANIA COUNTIES AND THE CITY OF BREVARD TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY A DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE AND TO EXTEND WATER AND SEWER LINES TO INDUSTRIAL PROPERTIES FOR ECONOMIC DEVELOPMENT PURPOSES, with recommendation that the House concur.

Without objection, the committee substitute bill is placed on today's Calendar.

S.B. 479, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE SENIOR TAR HEEL LEGISLATURE, with a favorable report. Without objection, the bill is placed on today's Calendar.

CALENDAR (continued)

Committee Substitute for **H.B. 124**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A STATEWIDE PROGRAM TO IMPROVE THE COLLECTION OF ACCOUNTS RECEIVABLE BY THE STATE.

On motion of Representative Jarrell, the House concurs in the Senate amendment, by electronic vote (83–0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 179**, A BILL TO BE ENTITLED AN ACT TO DELETE THE REQUIREMENT THAT CERTAIN REPORTS ON ENVIRONMENTAL ISSUES BE MADE TO THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS, TO SET A DATE BY WHICH LOCAL GOVERNMENTS SHALL SUBMIT LOCAL WATER SUPPLY PLANS, AND TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL CHANGES TO VARIOUS LAWS RELATING TO ENVIRONMENT, HEALTH, AND NATURAL RESOURCES.

On motion of Representative Hackney, the House concurs in the Senate committee substitute, by electronic vote (84–0), and the bill is ordered enrolled.

CONFERENCE REPORT

Representative Stamey moves the adoption of the following Conference Report.

H.B. 1158

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **H.B. 1158**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ERECTION OF OUTDOOR ADVERTISING ON A PORTION OF U.S. HIGHWAY 52 AND NORTH CAROLINA HIGHWAY 752 IN SURRY COUNTY, wish to report as follows:

The Senate recedes from Senate Amendment #2, and the House and Senate agree to the following amendment:

on page 1, line 4, by adding after the word "COUNTY" and before the period the following:

"AND TO PROHIBIT THE ERECTION OF OUTDOOR ADVERTISING ON ANY INTERSTATE HIGHWAY IN BUNCOMBE COUNTY OUTSIDE THE LIMITS OF A MUNICIPALITY"; and

and further amends the bill on page 1, line 10, by adding after the period the following:

"No new or replacement outdoor advertising, as defined in G.S. 136–128(3), shall be erected within 660 feet of any interstate highway located in Buncombe County outside the corporate limits of a municipality.".

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 22nd day of July, 1993.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Dennis J. Winner	S/ David H. Diamont
S/ Leslie J. Winner	S/ Wade F. Wilmoth
S/ J. Clark Plexico	S/ Jack J. Hunt
S/ James D. Speed	S/ Liston B. Ramsey
	S/ Peggy Stamey
	S/ Larry T. Justus
	S/ William M. Ives
	S/ Marie W. Colton
	S/ Charles M. Beall

The Conference Report, which changes the title, is adopted, by electronic vote (76–8), and the Senate is so notified by Special Message.

Committee Substitute No. 2 for **H.B. 218**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE REGULATION OF THE PRACTICE OF COUNSELING AND THE LICENSURE OF COUNSELORS.

On motion of Representative Rogers, the House concurs in Senate Amendment No. 1 by electronic vote (82–0).

On motion of Representative Rogers, the House concurs in Senate Amendment No. 2 by electronic vote (85–0).

On motion of Representative Rogers, the House concurs in Senate Amendment No. 3, by electronic vote (81–1), and the bill is ordered enrolled.

Committee Substitute for **H.B. 297**, A BILL TO BE ENTITLED AN ACT TO REQUIRE AN ENDORSEMENT TO SELL FISH TAKEN FROM COASTAL FISHING WATERS, TO CONSOLIDATE THE VESSEL FISHING LICENSE, AND TO AMEND OTHER MARINE FISHERIES STATUTES.

On motion of Representative Smith, the House concurs in the Senate amendment, by electronic vote (84–3), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 364**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO AMEND THE JUVENILE LAW AND OTHER LAWS TO PROTECT CHILDREN MORE EFFECTIVELY FROM ABUSE, NEGLECT, AND DEPENDENCY.

On motion of Representative Easterling, the House concurs in the Senate committee substitute, by electronic vote (87–0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 538**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR IMMEDIATE INCOME WITHHOLDING IN NON-IV-D CHILD SUPPORT CASES, AS REQUIRED BY THE FAMILY SUPPORT ACT.

On motion of Representative Barnes, the House concurs in the Senate committee substitute, by electronic vote (81–0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 541**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GENERAL STATUTES COMMISSION TO DELETE THE DOMICILIARY OR RESIDENCY AND CITIZENSHIP REQUIREMENTS FOR EXAMINATION AND LICENSURE AS A CERTIFIED PUBLIC ACCOUNTANT AND TO MAKE TECHNICAL AMENDMENTS BY DELETING OBSOLETE REFERENCES TO PUBLIC ACCOUNTANTS.

On motion of Representative R. Hunter, the House concurs in the Senate committee substitute, by electronic vote (81–0), and the bill is ordered enrolled.

Committee Substitute for **H.B. 618**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE EXPIRATION DATE FROM THE LAW ALLOWING THE DEPARTMENT OF TRANSPORTATION TO USE NONLICENSED OR NONCERTIFIED APPRAISERS IN THE ACQUISITION OF REAL ESTATE ACQUIRED BY THE DEPARTMENT WHEN THE ESTIMATED VALUE OF THE REAL ESTATE IS LESS THAN TEN THOUSAND DOLLARS.

On motion of Representative Hill, the House concurs in the Senate amendment, by electronic vote (75–0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 865**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE PLAN FOR ELECTION OF THE GUILFORD COUNTY BOARD OF COMMISSIONERS ENACTED BY THE 1991 GENERAL ASSEMBLY IS THE ONLY LAWFUL PLAN, AND TO EXTEND THE TIME FOR ACTION ON AN ACT CONCERNING THE SAMPSON COUNTY BOARD OF COMMISSIONERS.

On motion of Representative Gist, the House concurs in the Senate committee substitute, by electronic vote (74–7), and the bill is ordered enrolled.

House Committee Substitute for **S.B. 1074**, A BILL TO BE ENTITLED AN ACT ENABLING NORTH CAROLINA TO JOIN THE DRIVERS LICENSE COMPACT, MAKING TECHNICAL AND CLARIFYING CHANGES TO THE MOTOR VEHICLE LAWS, AND ESTABLISHING NEW OFFENSES CONCERNING THE WRONGFUL ISSUANCE OF A DRIVERS LICENSE OR A SPECIAL IDENTIFICATION CARD, passes its second reading by electronic vote (86–0).

On motion of Representative Hackney and without objection, the bill is temporarily displaced.

H.B. 935, A BILL TO BE ENTITLED AN ACT TO DELETE THE REFERENCES TO THE DEPARTMENT OF PUBLIC EDUCATION.

Representative Fussell moves that the House do concur in Senate Amendment No. 1.

On motion of the Chair, the bill with pending Senate amendment is temporarily displaced.

Senate Committee Substitute for **H.B. 1053**, A BILL TO BE ENTITLED AN ACT TO LIMIT THE CONSTRUCTION OF BILLBOARDS TO PROMOTE THE SAFETY AND RECREATIONAL VALUE OF PUBLIC TRAVEL, AND TO ENHANCE NATURAL BEAUTY.

On motion of Representative Colton, the House concurs in the Senate committee substitute, by electronic vote (79–1), and the bill is ordered enrolled.

CONFERENCE REPORT

Representative R. Hunter sends forth the Conference Report on **H.B. 539**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA BUSINESS CORPORATION ACT AND TO AMEND G.S. 54–139 RELATING TO FOREIGN COOPERATIVE CORPORATIONS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION AND TO MAKE OTHER AMENDMENTS TO THE BUSINESS CORPORATION ACT. Without objection, the Conference Report is placed on today's Calendar.

CALENDAR (continued)

H.B. 1095, A BILL TO BE ENTITLED AN ACT TO PROHIBIT INSURERS FROM REQUIRING THE USE OF SPECIFIED REPAIR COMPANIES FOR MOTOR VEHICLE DAMAGE REPAIRS.

On motion of Representative Cole, the House concurs in the Senate amendment, by electronic vote (83–1), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 1109**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES AND CITIES TO ENGAGE IN ADDITIONAL LOCAL ECONOMIC DEVELOPMENT ACTIVITIES.

On motion of Representative Baddour, the House concurs in the Senate committee substitute, by electronic vote (86–0), and the bill is ordered enrolled.

H.B. 1131, A BILL TO BE ENTITLED AN ACT TO DIRECT THE GOVERNOR'S COMMISSION ON WORK FORCE PREPAREDNESS TO STUDY THE NEED FOR GRANT FUNDS FOR STATE LITERACY PROGRAMS.

On motion of Representative Gottovi, the House concurs in the Senate amendment, by electronic vote (89–0), and the bill is ordered enrolled.

Committee Substitute for **H.B. 1359**, A BILL TO BE ENTITLED AN ACT TO ALLOW AN INCOME TAX CREDIT FOR EXPENDITURES TO REHABILITATE A CERTIFIED HISTORIC STRUCTURE.

On motion of Representative Colton, the House concurs in the Senate amendment, by electronic vote (91–0), and the bill is ordered enrolled.

Committee Substitute No. 2 for **H.B. 1492**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE BUILDING CODE COUNCIL TO ESTABLISH STANDARDS FOR TEMPORARY TOILET FACILITIES AT CONSTRUCTION SITES TO ENSURE SANITARY CONDITIONS FOR CONSTRUCTION WORKERS.

On motion of Representative Lemmond, the House concurs in the Senate amendment, by electronic vote (85–5), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 1043**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE HEALTH CARE POWER OF ATTORNEY AND THE UNIFORM ANATOMICAL GIFT ACT.

On motion of Representative Holt, the House concurs in the Senate committee substitute, as amended, by electronic vote (86–1), and the bill is ordered enrolled.

Committee Substitute for **H.B. 686**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE HENDERSON AND TRANSYLVANIA COUNTIES AND THE CITY OF BREVARD TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY A DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE AND TO EXTEND WATER AND SEWER LINES TO INDUSTRIAL PROPERTIES FOR ECONOMIC DEVELOPMENT PURPOSES.

On motion of Representative Justus, the House concurs in Senate Amendment No. 1 by electronic vote (89–0).

Representative Justus moves that the House do concur in Senate Amendment No. 2.

On motion of Representative DeVane and without objection, the bill with pending Senate Amendment No. 2 is temporarily displaced.

H.B. 935, A BILL TO BE ENTITLED AN ACT TO DELETE THE REFERENCES TO THE DEPARTMENT OF PUBLIC EDUCATION, which was temporarily displaced with concurrence in Senate Amendment No. 1 pending, is before the Body.

The House concurs in the Senate amendment, by electronic vote (81–1), and the bill is ordered enrolled.

House Committee Substitute for **S.B. 1074**, A BILL TO BE ENTITLED AN ACT ENABLING NORTH CAROLINA TO JOIN THE DRIVERS LICENSE COMPACT, MAKING TECHNICAL AND CLARIFYING CHANGES TO THE MOTOR VEHICLE LAWS, AND ESTABLISHING NEW OFFENSES CONCERNING THE WRONGFUL ISSUANCE OF A DRIVERS LICENSE OR A SPECIAL IDENTIFICATION CARD, passes its third reading, by electronic vote (84–0), and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

S.B. 575, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE PAYMENT OF OUTSTANDING FINES AS A CONDITION OF

LICENSE RENEWAL FOR DOMICILIARY CARE FACILITIES AND NURSING FACILITIES.

On motion of Representative Holt, Committee Amendment No. 1 is adopted by electronic vote (81–2). This amendment changes the title.

The bill, as amended, passes its second reading, by electronic vote (83–3), and the caption having been amended, remains on the Calendar.

On motion of Representative Holt, Rule 31(d) is suspended and the bill is before the Body for its third reading.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment by Special Message.

S.B. 479, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE SENIOR TAR HEEL LEGISLATURE, passes its second reading, by electronic vote (86–4), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for **H.B. 686**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE HENDERSON AND TRANSYLVANIA COUNTIES AND THE CITY OF BREVARD TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY A DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE AND TO EXTEND WATER AND SEWER LINES TO INDUSTRIAL PROPERTIES FOR ECONOMIC DEVELOPMENT PURPOSES, which was temporarily displaced with concurrence in Senate Amendment No. 2 pending, is before the Body.

Representative Justus calls the previous question on the motion to concur and the call is sustained.

The House concurs in Senate Amendment No. 2, which changes the title, by electronic vote (83–11), and the bill is ordered enrolled.

SPECIAL MESSAGES FROM THE SENATE

The following special message is received from the Senate.

Senate Committee Substitute for **H.B. 689**, A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF THIRD DEGREE TRESPASS IN WILKES AND YADKIN COUNTIES, is returned for concurrence in Senate committee substitute, as amended, which changes the title, and referred to the Committee on Judiciary III.

CONFEREE APPOINTMENTS

The Speaker announces the following conferees on House Committee Substitute for **S.B. 710**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE NASH COUNTY ROOM OCCUPANCY TAX: Representatives Fitch, D. Brown, and Arnold.

The Senate is so notified by Special Message.

The Speaker announces the following conferees on House Committee Substitute for **S.B. 1066**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR VOTER PREREGISTRATION OF SIXTEEN- AND SEVENTEEN-YEAR OLDS BY DRIVERS LICENSE EXAMINERS, TO ALLOW EARLY VOTING, AND TO ALLOW MAILED ABSENTEE BALLOTS WITHOUT EXCUSE IN CERTAIN CIRCUMSTANCES: Representatives Michaux, Lemmond, and Holt.

The Senate is so notified by Special Message.

The Speaker announces the following conferees on House Committee Substitute for **S.B. 1222**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A DISABLED SPORTSMAN PROGRAM UNDER THE WILDLIFE RESOURCES COMMISSION AND TO ESTABLISH A NONRESIDENT BEAR HUNTING LICENSE: Representatives James, Ramsey, J. Brown, and Hensley.

The Senate is so notified by Special Message.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Jack Hunt and without objection, Committee Substitute for **S.B. 785**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MEMBERSHIP OF THE NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION AND TO ESTABLISH TEN DISTRICTS FOR THE APPOINTMENT OF COMMISSION MEMBERS, is withdrawn from the Calendar of July 24 and placed on today's Calendar.

The House recesses at 7:50 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 8, AN ACT TO PROHIBIT HEALTH CARE PROVIDERS FROM REFERRING PATIENTS TO HEALTH CARE GOODS OR SERVICES OFFERED BY ENTITIES IN WHICH THE REFERRING PROVIDER HAS AN OWNERSHIP INTEREST. (CHAPTER 482)

S.B. 64, AN ACT TO CREATE A RAIL COUNCIL WITHIN THE DEPARTMENT OF TRANSPORTATION AND TO BROADEN THE AUTHORITY OF THE BOARD OF TRANSPORTATION. (CHAPTER 483)

S.B. 154, AN ACT TO MAKE MOBILE CLASSROOMS AND MOBILE OFFICES SUBJECT TO SALES TAX RATHER THAN HIGHWAY USE TAX AND TO EXEMPT CERTAIN MOBILE CLASSROOMS FROM SALES TAX. (CHAPTER 484)

S.B. 155, AN ACT TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE REVENUE LAWS AND TO CLARIFY AND MODIFY THE TAX SECRECY PROVISION. (CHAPTER 485)

S.B. 533, AN ACT TO INSTITUTE A STATEWIDE REPORTING SYSTEM FOR OCCUPATIONAL DISEASES, ILLNESSES, AND INJURIES. (CHAPTER 486)

S.B. 544, AN ACT TO AMEND VARIOUS STATUTES PERTAINING TO EARLY INTERVENTION SERVICES FROM BIRTH TO FIVE YEARS OF AGE. (CHAPTER 487)

S.B. 625, AN ACT TO AMEND THE GENERAL STATUTES IN ORDER TO ALLOW FULL IMPLEMENTATION OF THE FLEXIBLE FUNDING AND ALTERNATIVE USES AUTHORIZED UNDER THE FEDERAL INTERMODAL SURFACE TRANSPORTATION EFFICIENCY ACT OF 1991. (CHAPTER 488)

S.B. 799, AN ACT TO PROVIDE THAT A DEFENDANT, AFTER A FINDING OF PROBABLE CAUSE OR INDICTMENT FOR COMMITTING A NONCONSENSUAL SEX OFFENSE, SHALL BE TESTED FOR CERTAIN SEXUALLY TRANSMITTED INFECTIONS UPON THE REQUEST OF THE VICTIM. (CHAPTER 489)

S.B. 836, AN ACT TO WAIVE THE FEE FOR SPECIAL IDENTIFICATION CARDS FOR HOMELESS PERSONS AND TO ABOLISH THE RESERVE FUND FOR FEES COLLECTED FOR SPECIAL IDENTIFICATION CARDS. (CHAPTER 490)

S.B. 897, AN ACT TO ELIMINATE THE REQUIREMENT THAT CITY OR COUNTY PROPERTY CONVEYANCES TO A NONPROFIT ENTITY AT PRIVATE SALE RECEIVE A UNANIMOUS VOTE OF THE GOVERNING BOARD. (CHAPTER 491)

S.B. 913, AN ACT TO REQUIRE ANNUAL CONTINUING EDUCATION FOR REAL ESTATE BROKERS AND SALESPERSONS. (CHAPTER 492)

S.B. 961, AN ACT TO ALLOW CERTAIN COUNTIES TO REGULATE JUNKYARDS ON NORTH CAROLINA ROUTES. (CHAPTER 493)

S.B. 1018, AN ACT TO CLARIFY THAT REAL ESTATE MORTGAGE INVESTMENT CONDUITS WILL BE TREATED AS PASS-THROUGH ENTITIES FOR STATE TAX PURPOSES TO THE SAME EXTENT AS UNDER THE FEDERAL TAX LAW. (CHAPTER 494)

S.B. 1111, AN ACT TO ALLOW EACH OF THE MEMBERS OF THE FARMERS MUTUAL FIRE INSURANCE ASSOCIATION OF NORTH CAROLINA TO BE INDEPENDENTLY CHARTERED. (CHAPTER 495)

S.B. 1112, AN ACT TO AMEND THE NORTH CAROLINA CLEAN WATER REVOLVING LOAN AND GRANT PROGRAM TO ALLOW MUNICIPALITIES TO PLEDGE USER FEES OR ANY

AVAILABLE SOURCES OF REVENUES FOR THE PAYMENT OF REVOLVING FUNDS AND TO CLARIFY THE AUTHORITY OF THE ENVIRONMENTAL MANAGEMENT COMMISSION WITH RESPECT TO CERTIFICATION OF LABORATORIES THAT MONITOR WATER AND AIR QUALITY. (CHAPTER 496)

S.B. 1157, AN ACT TO AMEND THE CONSTITUTION TO PERMIT CITIES AND COUNTIES TO ISSUE BONDS TO FINANCE THE PUBLIC PORTION OF ECONOMIC DEVELOPMENT PROJECTS AND TO AUTHORIZE COUNTIES AND CITIES TO ACCEPT AS CONSIDERATION FOR A CONVEYANCE OR LEASE OF PROPERTY TO A PRIVATE PARTY THE AMOUNT OF INCREASED TAX REVENUE EXPECTED TO BE GENERATED BY THE IMPROVEMENTS TO BE CONSTRUCTED ON THE PROPERTY. (CHAPTER 497)

H.B. 115, AN ACT TO MAKE NOTE TAKING BY JURORS A DISCRETIONARY DECISION OF THE PRESIDING JUDGE. (CHAPTER 498)

H.B. 587, AN ACT TO CLARIFY THE RULE-MAKING AUTHORITY OF THE MEDICAL CARE COMMISSION FOR NURSING HOME REGULATION. (CHAPTER 499)

H.B. 747, AN ACT TO AMEND THE NORTH CAROLINA VETERINARY PRACTICE ACT. (CHAPTER 500)

H.B. 976, AN ACT TO REORGANIZE AND TRANSFER THE GOVERNOR'S WASTE MANAGEMENT BOARD TO THE OFFICE OF ENVIRONMENTAL EDUCATION, TO MAKE CONFORMING CHANGES, AND TO CREATE THE POLLUTION PREVENTION ADVISORY COUNCIL. (CHAPTER 501)

H.B. 1260, AN ACT TO ESTABLISH THE MARTIN LUTHER KING, JR. COMMISSION. (CHAPTER 502)

H.J.R. 250, A JOINT RESOLUTION TO IMPLEMENT A RECOMMENDATION OF THE MENTAL HEALTH STUDY COMMISSION ENDORSING THE QUALITY IMPROVEMENT REPORT FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES. (RESOLUTION 28)

H.J.R. 251, A JOINT RESOLUTION TO IMPLEMENT A RECOMMENDATION OF THE MENTAL HEALTH STUDY COMMISSION ADOPTING THE COMPREHENSIVE PLAN FOR SERVICES AND SUPPORTS FOR PERSONS WITH DEVELOPMENTAL DISABILITIES AS POLICY GUIDANCE FOR THE DEVELOPMENT OF SERVICES. (RESOLUTION 29)

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate.

Senate Committee Substitute for **H.B. 277**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STRUCTURED SENTENCING IN NORTH CAROLINA CONSISTENT WITH THE

STANDARD OPERATING CAPACITY OF THE DEPARTMENT OF CORRECTION AND LOCAL CONFINEMENT FACILITIES AND TO REDEFINE STATE AND COUNTY RESPONSIBILITIES FOR THE CONFINEMENT OF MISDEMEANANTS, is returned for concurrence in Senate committee substitute and, without objection, is placed on today's Calendar.

H.B. 278, A BILL TO BE ENTITLED AN ACT TO CLASSIFY MISDEMEANORS AND TO RECLASSIFY SOME FELONIES AS RECOMMENDED BY THE NORTH CAROLINA SENTENCING AND POLICY ADVISORY COMMISSION, is returned for concurrence in Senate amendment and, without objection, is placed on today's Calendar.

Senate Committee Substitute for **H.B. 230**, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO REQUIRE THAT OPPORTUNITY TO BE HEARD BE PROVIDED A JUVENILE'S GUARDIAN AD LITEM PRIOR TO THE DISMISSAL OF THE PETITION ALLEGING ABUSE OR NEGLECT OF THE JUVENILE, TO ENSURE THE GUARDIAN AD LITEM'S STANDING TO REPRESENT THE JUVENILE, AND TO MAKE OTHER CHANGES NECESSARY TO PROTECT THE INTERESTS OF THE JUVENILE, is returned for concurrence in Senate committee substitute, which changes the title, and, without objection, is placed on today's Calendar.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 23, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the conferees appointed on **S.B. 431**, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO INCREASE THE MAXIMUM AMOUNT THAT MAY BE RECOVERED IN STRICT LIABILITY FOR DAMAGE TO PERSON OR PROPERTY BY MINORS, have been dismissed.

The Senate has reconsidered the vote by which it failed to concur in House Amendment No. 1, has subsequently concurred, and the bill has been ordered enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 23, 1993

Mr. Speaker:

On **S.B. 1222**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A DISABLED SPORTSMAN PROGRAM UNDER THE

WILDLIFE RESOURCES COMMISSION, it is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees, which changes the title, to read House Committee Substitute for **S.B. 1222**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A DISABLED SPORTSMAN PROGRAM UNDER THE WILDLIFE RESOURCES COMMISSION AND TO ESTABLISH A NONRESIDENT BEAR HUNTING LICENSE, to the end that when a similar action has been taken on the part of your Honorable Body, the President will order the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 23, 1993

Mr. Speaker:

On **H.B. 539**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA BUSINESS CORPORATION ACT AND TO AMEND G.S. 54-139 RELATING TO FOREIGN COOPERATIVE CORPORATIONS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, it is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees which changes the title to read Senate Committee Substitute for **H.B. 539**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA BUSINESS CORPORATION ACT AND TO AMEND G.S. 54-139 RELATING TO FOREIGN COOPERATIVE CORPORATIONS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION AND TO MAKE OTHER AMENDMENTS TO THE BUSINESS CORPORATION ACT, to the end that when a similar action has been taken on the part of your Honorable Body, the Speaker may order the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate.

Senate Committee Substitute for **H.B. 765**, A BILL TO BE ENTITLED AN ACT TO MAKE AMENDMENTS TO THE LAW OF ESCHEATS AND UNCLAIMED PROPERTY, is returned for concurrence in Senate committee substitute, as amended, which changes the title, and without objection, is placed on today's Calendar.

Committee Substitute No. 2 for **S.B. 252**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT VARIOUS RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE, is read the first time and referred to the Committee on Appropriations.

CALENDAR (continued)

Senate Committee Substitute for **H.B. 277**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STRUCTURED SENTENCING IN NORTH CAROLINA CONSISTENT WITH THE STANDARD OPERATING CAPACITY OF THE DEPARTMENT OF CORRECTION AND LOCAL CONFINEMENT FACILITIES AND TO REDEFINE STATE AND COUNTY RESPONSIBILITIES FOR THE CONFINEMENT OF MISDEMEANANTS.

On motion of Representatives Barnes, the House concurs in the Senate committee substitute, by electronic vote (75–0), and the bill is ordered enrolled.

CONFERENCE REPORT

Representative Michaux sends forth the Conference Report on **H.B. 873**, A BILL TO BE ENTITLED AN ACT TO FULFILL THE INTENT OF THE INSURANCE EQUALITY STATUTE BY CORRECTING OMISSIONS IN THAT STATUTE. Without objection, the Conference Report is placed on today's Calendar.

CALENDAR (continued)

Committee Substitute for **H.B. 278**, A BILL TO BE ENTITLED AN ACT TO CLASSIFY MISDEMEANORS AND TO RECLASSIFY SOME FELONIES AS RECOMMENDED BY THE NORTH CAROLINA SENTENCING AND POLICY ADVISORY COMMISSION.

On motion of Representative Baddour, the House concurs in the Senate amendment, by electronic vote (74–0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 230**, A BILL TO BE ENTITLED AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO REQUIRE THAT OPPORTUNITY TO BE HEARD BE PROVIDED A JUVENILE'S GUARDIAN AD LITEM PRIOR TO THE DISMISSAL OF THE PETITION ALLEGING ABUSE OR NEGLECT OF THE JUVENILE, TO ENSURE THE GUARDIAN AD LITEM'S STANDING TO REPRESENT THE JUVENILE, AND TO MAKE OTHER CHANGES NECESSARY TO PROTECT THE INTERESTS OF THE JUVENILE.

On motion of Representative Hensley, the House concurs in the Senate committee substitute, by electronic vote (76–0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 765**, A BILL TO BE ENTITLED AN ACT TO MAKE AMENDMENTS TO THE LAW OF ESCHEATS AND UNCLAIMED PROPERTY.

On motion of Representative DeVane, the House concurs in the Senate committee substitute, as amended, by electronic vote (78–0), and the bill is ordered enrolled.

CONFERENCE REPORT

Representative Michaux moves the adoption of the following Conference Report.

Committee Substitute for H.B. 873

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **H.B. 873**, A BILL TO BE ENTITLED AN ACT TO FULFILL THE INTENT OF THE INSURANCE EQUALITY STATUTE BY CORRECTING OMISSIONS IN THAT STATUTE, Committee Substitute Favorable 5/7/93

wish to report as follows:

The Senate recedes from Senate Amendment #2, and the House and Senate agree to the following:

on page 1, line 16, by deleting "~~chiropractor,~~ chiropractic physician," and substituting "chiropractor,";

and on page 1, lines 20 and 21 by deleting "~~chiropractor,~~ chiropractic physician," and substituting "chiropractor,";

and on page 2, line 3 by deleting "~~chiropractor,~~ chiropractic physician," and substituting "chiropractor,";

and on page 2, lines 7 and 8 by deleting "~~chiropractor,~~ chiropractic physician," and substituting "chiropractor,";

and on page 2, line 14 by deleting "chiropractic physician" and substituting "chiropractor".

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 23rd day of July, 1993.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Roy Cooper III	S/ H. M. Michaux
S/ John Kerr	S/ Erin J. Kuczmarski
S/ Herbert Lee Hyde	S/ James B. Black

The Conference Report is adopted, by electronic vote (79–0), and the Senate is so notified by Special Message.

CONFERENCE REPORT

Representative R. Hunter moves the adoption of the following Conference Report.

Senate Committee Substitute for H.B. 539

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **H.B. 539**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA BUSINESS CORPORATION ACT AND TO AMEND G.S. 54–139 RELATING TO FOREIGN COOPERATIVE CORPORATIONS AS RECOMMENDED BY THE GENERAL STATUTES

COMMISSION AND TO MAKE OTHER AMENDMENTS TO THE BUSINESS CORPORATION ACT, Senate Judiciary II Committee Substitute Adopted 6/16/93,

wish to report as follows: The House concurs in the Senate Committee Substitute (Third Edition) with the following amendments:

on page 2, line 22, by deleting the citation "G.S. 15-14-20" and substituting the citation "G.S. 55-14-20";

and on page 4, lines 27-39, by rewriting those lines to read:

"Sec. 8. G.S. 55-6-30(d) reads as rewritten:

'(d) Notwithstanding the foregoing provision of this section, shareholders of a corporation incorporated ~~prior to July 1, 1990~~ before July 1, 1990, other than a public corporation, shall have a preemptive right to acquire the unissued shares of the corporation, to the extent provided in (and subject to the limitations of) subdivisions (b) (1)-(6) and subsection (c) of this section, except to the extent the articles of incorporation expressly provide otherwise.'";

and on page 5, lines 28 and 36, by deleting the word "three" each time it appears and substituting the phrase "~~three~~ three,";

and on page 5, line 29, by deleting the word "one-third" and substituting the phrase "~~one-third~~ one-third,";

and on page 5, line 34, by deleting the word "election" and substituting the phrase "~~election~~ election,".

And the Senate agrees to the same.

To this end the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 9th day of July, 1993.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Roy A. Cooper, III	S/ Annie Brown Kennedy
S/ Fletcher L. Hartsell, Jr.	S/ Robert C. Hunter
S/ R.C. Soles, Jr.	S/ H.M. Michaux, Jr.
	S/ Willard Eugene McCombs

The Conference Report is adopted, by electronic vote (77-0), and the Senate is so notified by Special Message. The Senate having previously adopted the Conference Report, the Speaker orders the bill enrolled.

CONFERENCE REPORT

Representative Ramsey sends forth the Conference Report on **S.B. 1222**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A DISABLED SPORTSMAN PROGRAM UNDER THE WILDLIFE RESOURCES COMMISSION AND TO ESTABLISH A NONRESIDENT BEAR HUNTING LICENSE. Without objection, the Conference Report is placed on the Calendar for immediate consideration.

Representative Ramsey moves the adoption of the following Conference Report.

House Committee Substitute for S.B. 1222

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **S.B. 1222**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A DISABLED SPORTSMAN PROGRAM UNDER THE WILDLIFE RESOURCES COMMISSION AND TO ESTABLISH A NONRESIDENT BEAR HUNTING LICENSE. House Committee Substitute Favorable 7/21/93 (Second Edition).

wish to report as follows:

The Senate concurs with the House Committee Substitute (Second Edition) with the following amendments:

on page 2, line 25, by rewriting that line to read:

"(5) Permit the use of crossbows or other specially equipped bows by persons incapable of arm movement sufficient to operate a longbow, recurve bow, or compound bow, but only during a season for hunting with bow and arrow and only during a special hunt organized and supervised by the Wildlife Resources Commission for the Disabled Sportsman Program; and"

and on page 2, line 26, by deleting "(5)" and substituting "(6)".

and the House agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 23rd day of July, 1993.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Charles W. Albertson	S/ Vernon G. James
S/ Robert G. Shaw	S/ John W. Brown
S/ James D. Speed	S/ Liston B. Ramsey

The Conference Report is adopted, by electronic vote (71–4), and the Senate is so notified by Special Message.

CALENDAR (continued)

House Committee Substitute for **S.B. 785**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MEMBERSHIP OF THE NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION AND TO ESTABLISH TEN DISTRICTS FOR THE APPOINTMENT OF COMMISSION MEMBERS, passes its second reading, by electronic vote (73–0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

CONFERENCE REPORT

Representative Hackney sends forth the Conference Report on House Committee Substitute for **S.B. 853**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES THAT WILL DERIVE ECONOMIC BENEFITS FROM THE NORTH CAROLINA GLOBAL TRANSPARK TO FORM A GLOBAL TRANSPARK DEVELOPMENT ZONE TO PROMOTE ECONOMIC DEVELOPMENT OF, AND TO ENCOURAGE INFRASTRUCTURE CONSTRUCTION IN, THE COUNTIES OF THE ZONE. Without objection, the Conference Report is placed on today's Calendar.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 23, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the conferees appointed on Senate Committee Substitute for **H.B. 235**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE THE BALANCE OF THE FUNDS FROM THE PROCEEDS OF THE TWO HUNDRED MILLION DOLLARS IN GENERAL OBLIGATION BONDS AUTHORIZED FOR THE CONSTRUCTION OF STATE PRISON AND YOUTH SERVICES FACILITIES, AND TO PROVIDE FOR THE USE OF INMATES IN PRISON CONSTRUCTION, have been dismissed, and further respectfully requests the return of the Senate committee substitute bill for further consideration by the Senate.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

Representative Holt moves that the House conferees on Senate Committee Substitute for **H.B. 235**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE THE BALANCE OF THE FUNDS FROM THE PROCEEDS OF THE TWO HUNDRED MILLION DOLLARS IN GENERAL OBLIGATION BONDS AUTHORIZED FOR THE CONSTRUCTION OF STATE PRISON AND YOUTH SERVICES FACILITIES, AND TO PROVIDE FOR THE USE OF INMATES IN PRISON CONSTRUCTION, be dismissed and the motion carries. The Speaker dismisses the House conferees.

Having voted with the prevailing side, Representative Holt moves to reconsider the vote by which the House failed to concur in the Senate committee substitute. This motion carries.

On motion of Representative Holt, the Senate committee substitute bill is returned to the Senate for further consideration, by that Body, by Special Message.

CONFERENCE REPORT

Representative Nesbitt moves the adoption of the following Conference Report.

House Committee Substitute for S.B. 1148

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **S.B. 1148**, A BILL TO BE ENTITLED AN ACT TO CLARIFY PROVISIONS THAT AFFECT THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN, House Committee Substitute Favorable 6/29/93

wish to report as follows:

The Senate concurs in the House Committee Substitute Favorable 6/29/93 with the following amendments:

(1) On page 1, line 2, delete the words "CLARIFY PROVISIONS THAT"; and

(2) On page 2, line 16, rewrite that line to read:
"Sec. 2. This act becomes effective July 1, 1993, and shall not apply to any litigation or administrative proceedings pending prior to that date."

The House agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 23rd day of July, 1993.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ I.T. "Ted" Kaplan	S/ Martin Nesbitt
S/ Roy Cooper, III	S/ C. Robert Brawley
S/ J. Richard Conder	S/ Erin J. Kuczmarski
S/ Ollie Harris	S/ W. Pete Cunningham

The Conference Report, which changes the title, is adopted, by electronic vote (77–0), and the Senate is so notified by Special Message.

CONFERENCE REPORT

Representative Hackney moves the adoption of the following Conference Report.

House Committee Substitute for S.B. 853

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **S.B. 853**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES THAT WILL DERIVE ECONOMIC BENEFITS FROM THE NORTH CAROLINA GLOBAL TRANSPARK TO FORM A GLOBAL

TRANSPARK DEVELOPMENT ZONE TO PROMOTE ECONOMIC DEVELOPMENT OF, AND TO ENCOURAGE INFRASTRUCTURE CONSTRUCTION IN, THE COUNTIES OF THE ZONE, House Committee Substitute Favorable 7/14/93, Third Edition,

wish to report as follows:

The Senate concurs in the House Committee Substitute with the following amendments:

On page 1, line 2, by adding after the word "AUTHORIZE" the word "CERTAIN";

And on page 2, lines 4 - 5, by rewriting the lines to read: "General Assembly desires to authorize certain counties to form an economic development district, to be known";

And on page 2, lines 28 - 37, by rewriting the lines to read:

"The purpose of this Article is to allow the following counties, which have the potential to derive direct economic benefits from the North Carolina Global TransPark, to create a special economic development district, to be known as the Global TransPark Development Zone: Carteret, Craven, Duplin, Edgecombe, Greene, Jones, Lenoir, Nash, New Hanover, Onslow, Pamlico, Pitt, Wayne, and Wilson.";

And on page 3, lines 25 - 26, by rewriting the lines to read: "(a) Resolution to Create Zone. -- Any three or more of the counties listed in G.S. 158-31";

and on page 3, line 38, by adding at the end of the line the following: "after July 25, 1993, and";

and on page 6, lines 34 - 37, by rewriting the lines to read: "(5) Reserved.";

and on page 9, line 13, by adding before the word "The" the following: "The effective date of a tax levied under this section shall be no earlier than July 1, 1994.";

and on page 10, line 21, by adding at the end of the line the following: "The creation of the Global TransPark Development Zone in accordance with G.S. 158-33, as enacted by this act, is valid only if the resolutions required by G.S. 158-33(a) are adopted after the effective date of this act."

And the House agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 23rd day of July, 1993.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ John H. Kerr, III	S/ Joe Hackney
S/ Roy A. Cooper, III	S/ George W. Miller, Jr.
S/ Beverly M. Perdue	S/ Milton F. Fitch, Jr.
S/ Ed Warren	S/ Philip A. Baddour, Jr.
S/ Luther Henry Jordan, Jr.	S/ Carolyn B. Russell
S/ John B. Codington	S/ Robert Grady
S/ R.L. Martin	S/ Mary E. McAllister
S/ Charles W. Albertson	S/ Gene G. Arnold
S/ James D. Speed	S/ Edward C. Bowen
S/ George B. Daniel	S/ Vance Alphin
S/ R.C. Soles, Jr.	S/ Ronald L. Smith

The Conference Report, which changes the title, is adopted, by electronic vote (77–1), and the Senate is so notified by Special Message.

CONFERENCE REPORT

Representative Richardson sends forth the Conference Report on House Committee Substitute for **S.B. 161**, A BILL TO BE ENTITLED AN ACT TO ALLOW ALL TRAILERS TO OBTAIN MULTIYEAR LICENSE PLATES, TO INCREASE THE TYPES OF SPECIAL LICENSE PLATES, TO SPECIFY HOW FEES FROM THE NEW SPECIAL LICENSE PLATES ARE TO BE USED, TO MODIFY THE APPEARANCE OF THE SPECIAL LICENSE PLATE ISSUED TO MEMBERS OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES, AND TO MAKE TECHNICAL AND ADMINISTRATIVE CHANGES TO THE LAWS CONCERNING SPECIAL LICENSE PLATES. Without objection, the Conference Report is placed on the Calendar for immediate consideration.

Representative Fitch moves the adoption of the following Conference Report.

House Committee Substitute for S.B. 161

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

The conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **S.B. 161**, A BILL TO BE ENTITLED AN ACT TO ALLOW ALL TRAILERS TO OBTAIN MULTIYEAR LICENSE PLATES, TO INCREASE THE TYPES OF SPECIAL LICENSE PLATES, TO SPECIFY HOW FEES FROM THE NEW SPECIAL LICENSE PLATES ARE TO BE USED, TO MODIFY THE APPEARANCE OF THE SPECIAL LICENSE PLATE ISSUED TO MEMBERS OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES, AND TO MAKE TECHNICAL AND ADMINISTRATIVE CHANGES TO THE LAWS CONCERNING SPECIAL LICENSE PLATES, Sixth Edition Engrossed 7/17/93, submit the following report:

The Senate concurs in the House Committee Substitute and the Senate and the House of Representatives agree to the following amendment:

On page 1, lines 6 and 7, by deleting "HOUSE OF REPRESENTATIVES," and substituting "GENERAL ASSEMBLY,";

and on page 4, lines 35 through 40, by rewriting those lines to read:

"Assembly. The plate shall bear 'The Great Seal of the State of North Carolina' and, as appropriate, the ~~words~~ word 'Senate' or ~~'State House'~~ 'House' followed by the Senator's or Representative's assigned seat number."

and on page 7, lines 25 through 27, by deleting those lines;

and on page 11, line 33, by adding the following sentence at the end of that line to read:

"The change made by this act to G.S. 20-79.4(b)(14) applies to plates issued for legislators serving in the 1995 General Assembly and subsequent Assemblies."

The conferees recommend that the Senate and the House of Representatives adopt this report.

This the 23rd day of July, 1993.

Conferees for the Senate

S/ John H. Kerr
S/ Roy A. Cooper
S/ C. R. Edwards
S/ James D. Speed

Conferees for the House of Representatives

S/ Milton F. Fitch, Jr.
S/ Daniel H. DeVane
S/ Theodore J. Kinney
S/ Richard T. Morgan
S/ William O. Richardson
S/ Wade F. Wilmoth

The Conference Report, which changes the title, is adopted, by electronic vote (73-5), and the Senate is so notified by Special Message.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate.

Senate Committee Substitute for **H.B. 729**, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE CREATION OF HEALTH PLAN PURCHASING ALLIANCES TO PROVIDE ACCESS TO HEALTH BENEFITS FOR EMPLOYEES OF SMALL EMPLOYER GROUPS AND SELF-EMPLOYED INDIVIDUALS, is returned for concurrence in Senate committee substitute, as amended, which changes the title, and without objection, is placed on today's Calendar.

CONFERENCE REPORT

Representative Arnold sends forth the Conference Report on House Committee Substitute for **S.B. 710**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE NASH COUNTY ROOM OCCUPANCY TAX. Without objection, the Conference Report is placed on the Calendar for immediate consideration.

Representative Arnold moves the adoption of the following Conference Report.

House Committee Substitute for S.B. 710

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **S.B. 710**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE NASH COUNTY ROOM OCCUPANCY TAX, House Committee Substitute Favorable 7/16/93, Second Edition,

wish to report as follows:

The Senate concurs in the House Committee Substitute and the Senate and the House of Representatives agree to the following amendment:

On page 2, lines 42 and 43, by inserting between the lines the following new sections:

"Sec. 4. Section 2(a) of Chapter 32 of the 1987 Session Laws reads as rewritten:

'(a) Appointment and membership. When the Board of Commissioners adopts a resolution levying a room occupancy tax under this act, it shall also adopt a resolution creating a county Tourism Development Authority, which shall be a public authority under the Local Government Budget and Fiscal Control Act. The resolution shall provide for the membership of the ~~Authority including the members' qualifications and terms of office,~~ Authority, the terms of office of the members, and ~~for~~ the filling of vacancies on the Authority. The members of the Authority shall be citizens of Nash County. If the Authority has an even number of members, then at least one-half of the members shall have experience in the promotion of travel and tourism. If the Authority has an odd number of members, then at least one less than one-half of the members shall have experience in the promotion of travel and tourism. The Board of Commissioners shall designate one member of the Authority as chair and shall determine the compensation, if any, to be paid to members of the Authority.

The Authority shall meet at the call of the chair or upon a written request signed by at least one-third of its members and shall adopt rules of procedure to govern its meetings. The Finance Officer for Nash County shall be the ex officio finance officer of the Authority.'

Sec. 5. The Nash Tourism Development Authority has the sole power to determine if an expenditure of occupancy tax proceeds collected before August 1, 1993, is for a purpose stated in subsection 1(e) of Chapter 32 of the 1987 Session Laws.";

and on page 2, line 43, by rewriting the line to read:

"Sec. 6. Section 5 of this act is effective upon ratification. The remaining sections of this act become effective August 1, 1993.".

The conferees recommend that the Senate and the House of Representatives adopt this report.

This the 23rd day of July, 1993.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Roy A. Cooper	S/ Milton F. Fitch, Jr.
S/ John H. Kerr	S/ Gene G. Arnold
S/ R.C. Soles	S/ Dock M. Brown

The Conference Report is adopted, by electronic vote (74–0), and the Senate is so notified by Special Message.

CALENDAR (continued)

Senate Committee Substitute for **H.B. 729**, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE CREATION OF HEALTH PLAN PURCHASING ALLIANCES TO PROVIDE ACCESS TO HEALTH BENEFITS FOR EMPLOYEES OF SMALL EMPLOYER GROUPS AND SELF-EMPLOYED INDIVIDUALS.

On motion of Representative Gottovi, the House concurs in the Senate committee substitute, as amended, by electronic vote (68–10), and the bill is ordered enrolled.

On motion of Representative Jack Hunt, seconded by Representative Ramsey, the House adjourns, by electronic vote (72–3), at 12:47 a.m. to reconvene July 24 at 1:00 a.m.

ONE HUNDRED TENTH DAY

HOUSE OF REPRESENTATIVES
Saturday, July 24, 1993

The House meets at 1:00 a.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend James W. McGinnis, House Chaplain.

Representative Jack Hunt, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 23 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnes, Barnhill, Beall, Braswell, Brubaker, Crawford, Decker, Dickson, Flaherty, Gamble, Gardner, Hightower, Howard, James, Kennedy, Lutz, Oldham, Redwine, Robinson, Sexton, Warner, and Wood for today.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 24, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees

on Committee Substitute for **H.B. 873**, A BILL TO BE ENTITLED AN ACT TO FULFILL THE INTENT OF THE INSURANCE EQUALITY STATUTE BY CORRECTING OMISSIONS IN THAT STATUTE, to the end that when a similar action has been taken on the part of your Honorable Body, the Speaker may order the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

The Speaker orders the bill enrolled.

CALENDAR

Action is taken on the following:

CONFERENCE REPORT

The material Conference Report for House Committee Substitute for **S.B. 14**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF SEVEN HUNDRED FORTY-SIX MILLION TWO HUNDRED THOUSAND DOLLARS IN GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS FOR (1) CAPITAL IMPROVEMENTS FOR THE UNIVERSITY OF NORTH CAROLINA, (2) GRANTS TO COMMUNITY COLLEGES FOR CAPITAL IMPROVEMENTS, AND (3) LOANS, REVOLVING LOANS, AND GRANTS TO LOCAL GOVERNMENT UNITS FOR WATER SUPPLY SYSTEMS, WASTEWATER COLLECTION SYSTEMS, WASTEWATER TREATMENT WORKS, AND WATER CONSERVATION PROJECTS, is adopted on its third reading, by the following vote, and the Senate is so notified by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Diamont, Dockham, Easterling, Ellis, Esposito, Fussell, Gist, Gottovi, Gray, Green, Griffin, Hall, Hayes, Hensley, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, R. Hunter, Ives, Jarrell, Jeffus, Joye, Justus, Kinney, Kuczmarski, Lee, Luebke, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Morgan, Nichols, Nye, C. Preston, J. Preston, Richardson, Rogers, Russell, Smith, Spears, Sutton, Tallent, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wright - 81.

Voting in the negative: None.

Excused absences: Representatives Barnes, Barnhill, Beall, Braswell, Brubaker, Crawford, Decker, Dickson, Flaherty, Gamble, Gardner, Hightower, Howard, James, Kennedy, Lutz, Oldham, Redwine, Robinson, Sexton, Warner, and Wood - 22.

Senate Committee Substitute for **H.B. 114**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LINCOLN COUNTY TO LEVY

A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, TO SET THE MAXIMUM COMBINED CITY AND COUNTY ROOM OCCUPANCY TAX RATE FOR LINCOLN COUNTY AND THE CITIES AND TOWNS LOCATED IN LINCOLN COUNTY, AND TO MAKE OTHER LOCAL CHANGES FOR DUPLIN COUNTY AND THE TOWN OF CHAPEL HILL.

The House concurs in the material Senate committee substitute on its third reading, by the following vote, and the bill is ordered enrolled.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Diamont, Dockham, Easterling, Esposito, Fussell, Gist, Gottovi, Gray, Green, Griffin, Hall, Hayes, Hensley, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, R. Hunter, Ives, Jarrell, Jeffus, Joye, Justus, Kinney, Kuczmarski, Lee, Luebke, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Morgan, Nichols, Nye, C. Preston, J. Preston, Richardson, Rogers, Russell, Smith, Spears, Sutton, Tallent, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wright - 80.

Voting in the negative: Representative Ellis.

Excused absences: Representatives Barnes, Barnhill, Beall, Braswell, Brubaker, Crawford, Decker, Dickson, Flaherty, Gamble, Gardner, Hightower, Howard, James, Kennedy, Lutz, Oldham, Redwine, Robinson, Sexton, Warner, and Wood - 22.

Senate Committee Substitute No. 2 for **H.B. 83**, A BILL TO BE ENTITLED AN ACT TO TEMPORARILY INCREASE THE SCRAP TIRE DISPOSAL TAX, TO PROVIDE FOR THE DISTRIBUTION OF THE ADDITIONAL TAX PROCEEDS, TO TEMPORARILY REVOKE THE GENERAL AUTHORITY OF A UNIT OF LOCAL GOVERNMENT OR A CONTRACTING PARTY TO IMPOSE A SEPARATE SCRAP TIRE DISPOSAL FEE, AND TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO DEVELOP AND IMPLEMENT ALTERNATIVE, MARKET-BASED PILOT PROGRAMS FOR SCRAP TIRE COLLECTION AND RECYCLING.

The House concurs in the material Senate Committee Substitute No. 2 on its third reading, by the following vote, and the bill is ordered enrolled.

Those voting in the affirmative are: Representatives Alexander, Arnold, Baddour, Barbee, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Diamont, Dockham, Easterling, Ellis, Esposito, Fussell, Gist, Gottovi, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holt, Jack Hunt, Judy Hunt, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Lee, Luebke, McAllister, McCombs, McCrary,

McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Morgan, Nye, C. Preston, J. Preston, Richardson, Rogers, Russell, Smith, Spears, Sutton, Tallent, G. Thompson, Wainwright, Weatherly, Wilkins, Wilmoth, C. Wilson, and Wright - 78.

Voting in the negative: Representatives Balmer, Creech, McLaughlin, and Nichols - 4.

Excused absences: Representatives Barnes, Barnhill, Beall, Braswell, Brubaker, Crawford, Decker, Dickson, Flaherty, Gamble, Gardner, Hightower, Howard, James, Kennedy, Lutz, Oldham, Redwine, Robinson, Sexton, Warner, and Wood - 22.

Committee Substitute for **H.B. 505**, A BILL TO BE ENTITLED AN ACT REQUESTED BY THE NORTH CAROLINA COUNCIL FOR THE DEAF AND HARD OF HEARING TO RECONSTITUTE THE MEMBERSHIP OF THE NORTH CAROLINA COUNCIL FOR THE DEAF AND HARD OF HEARING.

On motion of Representative Fitch, the House concurs in the Senate amendment, by electronic vote (86-0), and the bill is ordered enrolled.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

Committee Substitute for **H.B. 235**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE THE BALANCE OF THE FUNDS FROM THE PROCEEDS OF THE TWO HUNDRED MILLION DOLLARS IN GENERAL OBLIGATION BONDS AUTHORIZED FOR THE CONSTRUCTION OF STATE PRISON AND YOUTH SERVICES FACILITIES, AND TO PROVIDE FOR THE USE OF INMATES IN PRISON CONSTRUCTION, is returned for concurrence in Senate amendment and, without objection, is placed on today's Calendar.

CALENDAR (continued)

Committee Substitute for **S.B. 887**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF SANTEETLAH TO MAKE EQUAL ASSESSMENTS FOR EACH LOT IN A NEW SYSTEM, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Black, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Cole, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dockham, Easterling, Ellis, Esposito, Fussell, Gist, Gottovi, Gray, Green, Griffin, Hackney, Hall, Hayes, Hensley, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Lee, Lemmond, Luebke, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Morgan, Nichols, Nye, C. Preston, J. Preston, Ramsey, Richardson, Rogers, Russell, Smith, Spears, Stamey, Sutton, Tallent, G. Thompson, Wainwright, Weatherly, Wilkins, C. Wilson, and Wright - 85.

Voting in the negative: None.

Excused absences: Representatives Barnes, Barnhill, Beall, Braswell, Brubaker, Crawford, Decker, Dickson, Flaherty, Gamble, Gardner, Hightower, Howard, James, Kennedy, Lutz, Oldham, Redwine, Robinson, Sexton, Warner, and Wood - 22.

H.B. 987, A BILL TO BE ENTITLED AN ACT TO ESTABLISH PEER REVIEW FOR OPTOMETRISTS AND TO ESTABLISH AN OPTOMETRIST PRIVILEGE.

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate without engrossment by Special Message.

Those voting in the affirmative are: Representatives Alexander, Alphin, Arnold, Baddour, Balmer, Barbee, Bowen, Bowie, Bowman, Brawley, D. Brown, J. Brown, Burton, Church, Colton, Creech, Culp, Culpepper, Cummings, Cunningham, Daughtry, DeVane, Dockham, Easterling, Ellis, Esposito, Fitch, Fussell, Gist, Gottovi, Gray, Green, Griffin, Hackney, Hall, Hayes, Hill, Holmes, Holt, Jack Hunt, Judy Hunt, R. Hunter, Ives, Jarrell, Jeffus, Jenkins, Joye, Justus, Kinney, Kuczmarski, Lee, Lemmond, Luebke, McAllister, McCombs, McCrary, McLaughlin, McLawhorn, Mercer, Michaux, B. Miller, G. Miller, Mitchell, Morgan, Nichols, Nye, C. Preston, J. Preston, Ramsey, Richardson, Rogers, Russell, Smith, Spears, Stamey, Sutton, Tallent, G. Thompson, Wainwright, Weatherly, Wilkins, C. Wilson, and Wright - 83.

Voting in the negative: None.

Excused absences: Representatives Barnes, Barnhill, Beall, Braswell, Brubaker, Crawford, Decker, Dickson, Flaherty, Gamble, Gardner, Hightower, Howard, James, Kennedy, Lutz, Oldham, Redwine, Robinson, Sexton, Warner, and Wood - 22.

RECONSIDERATION OF VOTE

On motion of Representative Stamey, the vote by which the Conference Report for **H.B. 1158**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ERECTION OF OUTDOOR ADVERTISING ON A PORTION OF U.S. HIGHWAY 52 AND NORTH CAROLINA HIGHWAY 752 IN SURRY COUNTY, was adopted is reconsidered by electronic vote (81-1).

Representative Stamey withdraws the Conference Report.

Representative Stamey sends forth a new Conference Report for **H.B. 1158.** Without objection, the Conference Report is placed on the Calendar for immediate consideration.

Representative Stamey moves the adoption of the following Conference Report.

H.B. 1158

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **H.B. 1158**, A

BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ERECTION OF OUTDOOR ADVERTISING ON A PORTION OF U.S. HIGHWAY 52 AND NORTH CAROLINA HIGHWAY 752 IN SURRY COUNTY, wish to report as follows:

The Senate recedes from Senate Amendment #2, and the House and Senate agree to the following amendment:

on page 1, line 4, by adding after the word "COUNTY" and before the period the following:
"AND TO PROHIBIT THE ERECTION OF OUTDOOR ADVERTISING ON ANY INTERSTATE HIGHWAY IN BUNCOMBE COUNTY OUTSIDE THE LIMITS OF A MUNICIPALITY"; and

and further amends the bill on page 1, line 10, by adding after the period the following:
"No new or replacement outdoor advertising, as defined in G.S. 136-128(3), shall be erected within 660 feet of any interstate highway located in Buncombe County outside the corporate limits of a municipality.".

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 22nd day of July, 1993.

Conferees for the Senate
S/ Leslie J. Winner
S/ J. Clark Plexico
S/ James D. Speed

Conferees for the House of Representatives
S/ David H. Diamont
S/ Wade F. Wilmoth
S/ Jack J. Hunt
S/ Liston B. Ramsey
S/ Peggy Stamey
S/ Larry T. Justus
S/ William M. Ives
S/ Marie W. Colton
S/ Charles M. Beall

The House concurs in the Conference Report, which changes the title, by electronic vote (74-8), and the Senate is so notified by Special Message.

CALENDAR (continued)

Committee Substitute for **H.B. 235**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE THE BALANCE OF THE FUNDS FROM THE PROCEEDS OF THE TWO HUNDRED MILLION DOLLARS IN GENERAL OBLIGATION BONDS AUTHORIZED FOR THE CONSTRUCTION OF STATE PRISON AND YOUTH SERVICES FACILITIES, AND TO PROVIDE FOR THE USE OF INMATES IN PRISON CONSTRUCTION.

On motion of Representative Holt, the House concurs in the Senate amendment, by electronic vote (75-0), and the bill is ordered enrolled.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representatives Hackney and G. Miller for the Committee on Finance:

H.B. 933, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE USE OF PRINTING FACILITIES IN NORTH CAROLINA BY PROVIDING THAT AN OUT-OF-STATE ENTITY WHO CONTRACTS WITH A NORTH CAROLINA PRINTER IS NOT DOING BUSINESS IN NORTH CAROLINA FOR TAX PURPOSES INCIDENT TO PRINTING, with a favorable report, as amended.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 24, 1993

Mr. Speaker:

On House Committee Substitute for **S.B. 14**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF SEVEN HUNDRED FORTY-SIX MILLION TWO HUNDRED THOUSAND DOLLARS IN GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS FOR (1) CAPITAL IMPROVEMENTS FOR THE UNIVERSITY OF NORTH CAROLINA, (2) GRANTS TO COMMUNITY COLLEGES FOR CAPITAL IMPROVEMENTS, AND (3) LOANS, REVOLVING LOANS, AND GRANTS TO LOCAL GOVERNMENT UNITS FOR WATER SUPPLY SYSTEMS, WASTEWATER COLLECTION SYSTEMS, WASTEWATER TREATMENT WORKS, AND WATER CONSERVATION PROJECTS, it is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees which changes the title to read **S. B. 14**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS FOR (1) CAPITAL IMPROVEMENTS FOR THE UNIVERSITY OF NORTH CAROLINA, (2) GRANTS TO COMMUNITY COLLEGES FOR CAPITAL IMPROVEMENTS, (3) GRANTS, LOANS, AND REVOLVING LOANS TO LOCAL GOVERNMENT UNITS FOR WATER SUPPLY SYSTEMS, WASTEWATER COLLECTION SYSTEMS, WASTEWATER TREATMENT WORKS, AND WATER CONSERVATION PROJECTS, AND (4) CAPITAL IMPROVEMENTS AND LAND ACQUISITION FOR NEW AND EXISTING STATE PARKS AND RECREATION AREAS, to the end that when a similar action has been taken on the part of your Honorable Body, the President will order the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

Senate Committee Substitute for **H.B. 544**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO

THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is returned for concurrence in Senate committee substitute, as amended, which changes the title, and referred to the Committee on Judiciary II.

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative G. Miller, **S.B. 690**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF DURHAM TO AUTHORIZE THE MAKING OF EMERGENCY REPAIRS IN HOUSING CODE CASES, is withdrawn from the Committee on Finance and placed on the Calendar for immediate consideration.

Representative G. Miller offers Amendment No. 1 which is adopted.

The Speaker rules that the bill is not roll call.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment by Special Message.

The House recesses at 2:07 a.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 479, AN ACT TO ESTABLISH THE SENIOR TAR HEEL LEGISLATURE. (CHAPTER 503)

S.B. 586, AN ACT TO MAKE TECHNICAL AMENDMENTS, CLARIFICATIONS, AND CORRECTIONS IN VARIOUS INSURANCE AND INSURANCE-RELATED LAWS AND TO MAKE CHANGES TO THE LAWS ON SERVICE AGREEMENTS FOR MOTOR VEHICLES AND HOME APPLIANCES. (CHAPTER 504)

S.B. 611, AN ACT TO PROVIDE THE SAME CONFIDENTIALITY OF PERSONNEL RECORDS OF WATER AND SEWER AUTHORITIES AS ARE PROVIDED THOSE OF CITIES, COUNTIES, AND OTHER UNITS OF LOCAL GOVERNMENT. (CHAPTER 505)

S.B. 622, AN ACT TO MAKE MISCELLANEOUS AMENDMENTS TO LAWS GOVERNING HEALTH INSURANCE. (CHAPTER 506)

S.B. 659, AN ACT TO PROVIDE THAT DEPOSITS ON RETURNABLE AERONAUTIC REPLACEMENT PARTS WILL BE TREATED THE SAME WAY AS DEPOSITS ON RETURNABLE

AUTOMOTIVE, INDUSTRIAL, MARINE, AND FARM REPLACEMENT PARTS FOR SALES TAX PURPOSES. (CHAPTER 507)

S.B. 790, AN ACT TO INCREASE THE AMOUNT OF ALCOHOLIC BEVERAGES A PERSON MAY PURCHASE AND POSSESS WITHOUT A PERMIT. (CHAPTER 508)

S.B. 989, AN ACT TO REQUIRE EMPLOYERS TO GRANT LEAVE AT A MUTUALLY AGREED UPON TIME TO EMPLOYEES FOR INVOLVEMENT AT THEIR CHILDREN'S SCHOOLS, TO ENCOURAGE SCHOOLS TO IMPLEMENT PARENT INVOLVEMENT AND CONFLICT RESOLUTION PROGRAMS, AND TO DIRECT LOCAL BOARDS OF EDUCATION TO REEVALUATE THEIR SCHOOL SAFETY POLICIES IN LIGHT OF 1993 LEGISLATION. (CHAPTER 509)

S.B. 1021, AN ACT TO PROVIDE THAT THE COST OF EMERGENCY MEDICAL SERVICES FOR AN INMATE IN A LOCAL CONFINEMENT FACILITY SHALL BE PAID BY A THIRD-PARTY INSURER IF THE INMATE HAS SUCH INSURANCE AND TO CLARIFY THAT THE COUNTY MAY RECOVER THE COST OF EMERGENCY MEDICAL SERVICES FROM THE INMATE. (CHAPTER 510)

S.B. 1165, AN ACT TO REVISE THE METHOD BY WHICH RESIDENT INSPECTORS ARE ASSIGNED, AND TO PROVIDE THAT CERTAIN FACILITIES THAT BURN HAZARDOUS WASTE AS A FUEL ARE SUBJECT TO THE RESIDENT INSPECTORS PROGRAM. (CHAPTER 511)

H.B. 124, AN ACT TO ESTABLISH A STATEWIDE PROGRAM TO IMPROVE THE COLLECTION OF ACCOUNTS RECEIVABLE BY THE STATE. (CHAPTER 512)

H.B. 179, AN ACT TO DELETE THE REQUIREMENT THAT CERTAIN REPORTS ON ENVIRONMENTAL ISSUES BE MADE TO THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS, TO SET A DATE BY WHICH LOCAL GOVERNMENTS SHALL SUBMIT LOCAL WATER SUPPLY PLANS, AND TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL CHANGES TO VARIOUS LAWS RELATING TO ENVIRONMENT, HEALTH, AND NATURAL RESOURCES. (CHAPTER 513)

H.B. 218, AN ACT TO PROVIDE FOR THE REGULATION OF THE PRACTICE OF COUNSELING AND THE LICENSURE OF COUNSELORS. (CHAPTER 514)

H.B. 297, AN ACT TO REQUIRE AN ENDORSEMENT TO SELL FISH TAKEN FROM COASTAL FISHING WATERS, TO CONSOLIDATE THE VESSEL FISHING LICENSE, AND TO AMEND OTHER MARINE FISHERIES STATUTES. (CHAPTER 515)

H.B. 364, AN ACT TO IMPLEMENT A RECOMMENDATION OF THE CHILD FATALITY TASK FORCE TO AMEND THE JUVENILE LAW AND OTHER LAWS TO PROTECT CHILDREN

MORE EFFECTIVELY FROM ABUSE, NEGLECT, AND DEPENDENCY. (CHAPTER 516)

H.B. 538, AN ACT TO PROVIDE FOR IMMEDIATE INCOME WITHHOLDING IN NON-IV-D CHILD SUPPORT CASES AS REQUIRED BY THE FEDERAL FAMILY SUPPORT ACT. (CHAPTER 517)

H.B. 541, AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GENERAL STATUTES COMMISSION TO DELETE THE DOMICILIARY OR RESIDENCY AND CITIZENSHIP REQUIREMENTS FOR EXAMINATION AND LICENSURE AS A CERTIFIED PUBLIC ACCOUNTANT AND TO MAKE TECHNICAL AMENDMENTS BY DELETING OBSOLETE REFERENCES TO PUBLIC ACCOUNTANTS. (CHAPTER 518)

H.B. 618, AN ACT TO REMOVE THE EXPIRATION DATE FROM THE LAW ALLOWING THE DEPARTMENT OF TRANSPORTATION TO USE NONLICENSED OR NONCERTIFIED APPRAISERS IN THE ACQUISITION OF REAL ESTATE ACQUIRED BY THE DEPARTMENT WHEN THE ESTIMATED VALUE OF THE REAL ESTATE IS LESS THAN TEN THOUSAND DOLLARS. (CHAPTER 519)

H.B. 686, AN ACT TO PROVIDE THAT THE REGULATION OF WATER SUPPLY WATERSHEDS DOES NOT APPLY TO CERTAIN WATERSHEDS AND TO AUTHORIZE HENDERSON AND TRANSYLVANIA COUNTIES AND THE CITY OF BREVARD TO TAKE INTO CONSIDERATION PROSPECTIVE REVENUES GENERATED BY A DEVELOPMENT IN ARRIVING AT THE AMOUNT OF CONSIDERATION FOR AN ECONOMIC DEVELOPMENT CONVEYANCE AND TO EXTEND WATER AND SEWER LINES TO INDUSTRIAL PROPERTIES FOR ECONOMIC DEVELOPMENT PURPOSES. (CHAPTER 520)

H.B. 865, AN ACT TO CLARIFY THAT THE PLAN FOR ELECTION OF THE GUILFORD COUNTY BOARD OF COMMISSIONERS ENACTED BY THE 1991 GENERAL ASSEMBLY IS THE ONLY LAWFUL PLAN, AND TO EXTEND THE TIME FOR ACTION ON AN ACT CONCERNING THE SAMPSON COUNTY BOARD OF COMMISSIONERS. (CHAPTER 521)

H.B. 935, AN ACT TO DELETE THE REFERENCES TO THE DEPARTMENT OF PUBLIC EDUCATION. (CHAPTER 522)

H.B. 1043, AN ACT TO CLARIFY THE LAW REGARDING THE HEALTH CARE POWER OF ATTORNEY. (CHAPTER 523)

H.B. 1053, AN ACT TO AUTHORIZE THE DESIGNATION OF SCENIC HIGHWAYS AND BYWAYS AND TO LIMIT THE CONSTRUCTION OF OUTDOOR ADVERTISING TO PROMOTE THE SAFETY AND RECREATIONAL VALUE OF PUBLIC TRAVEL, AND TO ENHANCE NATURAL BEAUTY. (CHAPTER 524)

H.B. 1095, AN ACT TO PROHIBIT INSURERS FROM REQUIRING THE USE OF SPECIFIED REPAIR COMPANIES FOR MOTOR VEHICLE DAMAGE REPAIRS. (CHAPTER 525)

H.B. 1131, AN ACT TO DIRECT THE GOVERNOR'S COMMISSION ON WORK FORCE PREPAREDNESS TO STUDY THE NEED FOR GRANT FUNDS FOR STATE LITERACY PROGRAMS. (CHAPTER 526)

H.B. 1359, AN ACT TO ALLOW AN INCOME TAX CREDIT FOR EXPENDITURES TO REHABILITATE A CERTIFIED HISTORIC STRUCTURE. (CHAPTER 527)

H.B. 1492, AN ACT TO REQUIRE THE BUILDING CODE COUNCIL TO ESTABLISH STANDARDS FOR TEMPORARY TOILET FACILITIES AT CONSTRUCTION SITES TO ENSURE SANITARY CONDITIONS FOR CONSTRUCTION WORKERS. (CHAPTER 528)

S.J.R. 1017, A JOINT RESOLUTION EXPRESSING OPPOSITION TO A FEDERAL REQUIREMENT TO WITHHOLD FEDERAL-AID HIGHWAY FUNDS UNLESS CERTAIN STATUTES ARE ENACTED TO SUSPEND THE DRIVERS LICENSE OF FELONY CONVICTIONS OF DRUG-RELATED OFFENSES. (RESOLUTION 30)

H.B. 729, AN ACT TO PROVIDE FOR HEALTH CARE REFORM PLANNING, SMALL EMPLOYER PURCHASING GROUPS, REORGANIZATION OF STATE HEALTH FUNCTIONS INTO A STATE DEPARTMENT OF HEALTH, THE CREATION OF COMMUNITY HEALTH DISTRICTS, UNIFORM HEALTH CLAIM FORMS, HOSPITAL COOPERATION AGREEMENTS, AND HEALTH DELIVERY IMPROVEMENTS. (CHAPTER 529)

S.B. 575, AN ACT TO REQUIRE THE PAYMENT OF OUTSTANDING FINES AS A CONDITION OF LICENSE RENEWAL FOR DOMICILIARY CARE FACILITIES AND NURSING FACILITIES AND TO MAKE CHANGES CONCERNING THE LICENSURE OF ELECTROLOGISTS. (CHAPTER 530)

S.B. 600, AN ACT TO AMEND THE LEGISLATIVE RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, AND THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM TO COMPLY WITH THE INTERNAL REVENUE CODE, AND TO PERMIT CERTAIN ROLLOVERS AMONG QUALIFIED PLANS. (CHAPTER 531)

S.B. 832, AN ACT TO PROVIDE A TIMETABLE WITHIN WHICH THE DEPARTMENT OF REVENUE AND THE TAX REVIEW BOARD MUST HOLD ADMINISTRATIVE HEARINGS AND RENDER DECISIONS AND TO PROVIDE FOR STATE TAXPAYERS' RIGHTS. (CHAPTER 532)

S.B. 1074, AN ACT ENABLING NORTH CAROLINA TO JOIN THE DRIVERS LICENSE COMPACT, MAKING TECHNICAL AND CLARIFYING CHANGES TO THE MOTOR VEHICLE LAWS, AND ESTABLISHING NEW OFFENSES CONCERNING THE WRONGFUL ISSUANCE OF A DRIVERS LICENSE OR A SPECIAL IDENTIFICATION CARD. (CHAPTER 533)

H.B. 281, AN ACT TO CREATE A STATE-COUNTY CRIMINAL JUSTICE PARTNERSHIP IN NORTH CAROLINA. (CHAPTER 534)

H.B. 1035, AN ACT TO AUTHORIZE THE SENTENCING AND POLICY ADVISORY COMMISSION TO STUDY RESTITUTION POLICY AS A PART OF NORTH CAROLINA'S CRIMINAL JUSTICE SYSTEM AND TO EXPAND THE COMMISSION. (CHAPTER 535)

H.B. 1109, AN ACT TO AUTHORIZE COUNTIES AND CITIES TO ENGAGE IN ADDITIONAL LOCAL ECONOMIC DEVELOPMENT ACTIVITIES. (CHAPTER 536)

H.B. 230, AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO ENSURE THE GUARDIAN AD LITEM'S STANDING TO REPRESENT THE JUVENILE AND TO MAKE OTHER CHANGES RELATED TO PROCEEDINGS UNDER THE JUVENILE CODE INVOLVING GUARDIANS AD LITEM. (CHAPTER 537)

H.B. 277, AN ACT TO PROVIDE FOR STRUCTURED SENTENCING IN NORTH CAROLINA CONSISTENT WITH THE STANDARD OPERATING CAPACITY OF THE DEPARTMENT OF CORRECTION AND LOCAL CONFINEMENT FACILITIES AND TO REDEFINE STATE AND COUNTY RESPONSIBILITIES FOR THE CONFINEMENT OF MISDEMEANANTS. (CHAPTER 538)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative Jack Hunt for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 1319, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY PILOT PROGRAMS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original resolution.

Without objection, the committee substitute bill is placed on today's Calendar. The original resolution is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 558**, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SENATE PRESIDENT PRO TEMPORE, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

Without objection, the House committee substitute bill is placed on today's Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 24, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees on House Committee Substitute for **S.B. 161**, A BILL TO BE ENTITLED AN ACT TO ALLOW ALL TRAILERS TO OBTAIN MULTIYEAR LICENSE PLATES, TO INCREASE THE TYPES OF SPECIAL LICENSE PLATES, TO SPECIFY HOW FEES FROM THE NEW SPECIAL LICENSE PLATES ARE TO BE USED, TO MODIFY THE APPEARANCE OF THE SPECIAL LICENSE PLATE ISSUED TO MEMBERS OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES, AND TO MAKE TECHNICAL AND ADMINISTRATIVE CHANGES TO THE LAWS CONCERNING SPECIAL LICENSE PLATES, and the title becomes House Committee Substitute for **S.B. 161**, A BILL TO BE ENTITLED AN ACT TO ALLOW ALL TRAILERS TO OBTAIN MULTIYEAR LICENSE PLATES, TO INCREASE THE TYPES OF SPECIAL LICENSE PLATES, TO SPECIFY HOW FEES FROM THE NEW SPECIAL LICENSE PLATES ARE TO BE USED, TO MODIFY THE APPEARANCE OF THE SPECIAL LICENSE PLATE ISSUED TO MEMBERS OF THE NORTH CAROLINA GENERAL ASSEMBLY, AND TO MAKE TECHNICAL AND ADMINISTRATIVE CHANGES TO THE LAWS CONCERNING SPECIAL LICENSE PLATES.

Pursuant to the message that your Honorable Body has adopted the report of the conferees, the President has ordered the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 24, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees on House Committee Substitute for **S.B. 853**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES THAT WILL DERIVE ECONOMIC BENEFITS FROM THE NORTH CAROLINA GLOBAL TRANSPARK TO FORM A GLOBAL TRANSPARK DEVELOPMENT ZONE TO PROMOTE ECONOMIC DEVELOPMENT OF, AND TO ENCOURAGE INFRASTRUCTURE CONSTRUCTION IN, THE COUNTIES OF THE ZONE, and the title becomes House Committee Substitute for **S.B. 853**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CERTAIN COUNTIES THAT WILL DERIVE ECONOMIC BENEFITS FROM THE NORTH CAROLINA GLOBAL TRANSPARK TO FORM A GLOBAL TRANSPARK

DEVELOPMENT ZONE TO PROMOTE ECONOMIC DEVELOPMENT OF, AND TO ENCOURAGE INFRASTRUCTURE CONSTRUCTION IN, THE COUNTIES OF THE ZONE.

Pursuant to the message that your Honorable Body has adopted the report of the conferees, the President has ordered the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 24, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees on House Committee Substitute for **S.B. 710**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE NASH COUNTY ROOM OCCUPANCY TAX.

Pursuant to the message that your Honorable Body has adopted the report of the conferees, the President has ordered the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 24, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in House Committee Substitute for **S.B. 785**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MEMBERSHIP OF THE NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION AND TO ESTABLISH TEN DISTRICTS FOR THE APPOINTMENT OF COMMISSION MEMBERS, and requests conferees. The President Pro Tempore appoints: Senator Cooper, Chairman; Senators Lee and Perdue on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

CALENDAR (continued)

House Committee Substitute for **S.B. 558**, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC

OFFICES UPON THE RECOMMENDATION OF THE SENATE PRESIDENT PRO TEMPORE, passes its second reading, by electronic vote (70–1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

Committee Substitute for **H.B. 1319**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE STUDIES BY THE LEGISLATIVE RESEARCH COMMISSION, TO CREATE AND CONTINUE VARIOUS COMMITTEES AND COMMISSIONS, AND TO DIRECT VARIOUS STATE AGENCIES TO STUDY SPECIFIED ISSUES, passes its second reading, by electronic vote (74–0), and there being no objection is read a third time.

The committee substitute bill passes its third reading and is ordered sent to the Senate by Special Message.

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative R. Hunter, Senate Committee Substitute, as amended, for **H.B. 544**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is withdrawn from the Committee on Judiciary II and placed on the Calendar for immediate consideration.

On motion of Representative R. Hunter, the House concurs in the Senate committee substitute, as amended, by electronic vote (75–0), and the bill is ordered enrolled.

Representative Crawford requests and is granted permission to be recorded as voting "aye". The adjusted vote is (76–0).

CONFERENCE REPORT

Representative Hensley sends forth the Conference Report on Senate Committee Substitute No. 2 for **H.B. 1008**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CLASS I FELONY TO POSSESS OR CARRY A FIREARM OR EXPLOSIVE ON EDUCATIONAL PROPERTY OR TO CAUSE, ENCOURAGE, OR AID A MINOR TO POSSESS OR CARRY A FIREARM OR EXPLOSIVE ON EDUCATIONAL PROPERTY, TO MAKE IT A MISDEMEANOR TO CAUSE, ENCOURAGE, OR AID A MINOR TO TAKE OR POSSESS OTHER TYPES OF WEAPONS ON EDUCATIONAL PROPERTY, TO MAKE IT A MISDEMEANOR TO FAIL TO STORE FIREARMS IN A REASONABLE MANNER FOR THE PROTECTION OF MINORS AND TO FAIL TO WARN A PERSON OF THIS LAW UPON THE SALE OR TRANSFER OF A FIREARM, AND TO PROVIDE THAT ANY JUVENILE BRINGING A GUN OR DANGEROUS WEAPON TO SCHOOL SHALL BE INELIGIBLE FOR A NORTH CAROLINA DRIVERS LICENSE UNTIL THE JUVENILE IS EIGHTEEN YEARS OF AGE, and without objection, the Conference Report is placed on the Calendar for immediate consideration.

Representative Hensley moves the adoption of the following Conference Report.

Senate Committee Substitute No. 2 for H.B. 1008

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **H.B. 1008**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CLASS I FELONY TO POSSESS OR CARRY A FIREARM OR EXPLOSIVE ON EDUCATIONAL PROPERTY OR TO CAUSE, ENCOURAGE, OR AID A MINOR TO POSSESS OR CARRY A FIREARM OR EXPLOSIVE ON EDUCATIONAL PROPERTY, TO MAKE IT A MISDEMEANOR TO CAUSE, ENCOURAGE, OR AID A MINOR TO TAKE OR POSSESS OTHER TYPES OF WEAPONS ON EDUCATIONAL PROPERTY, TO MAKE IT A MISDEMEANOR TO FAIL TO STORE FIREARMS IN A REASONABLE MANNER FOR THE PROTECTION OF MINORS AND TO FAIL TO WARN A PERSON OF THIS LAW UPON THE SALE OR TRANSFER OF A FIREARM, AND TO PROVIDE THAT ANY JUVENILE BRINGING A GUN OR DANGEROUS WEAPON TO SCHOOL SHALL BE INELIGIBLE FOR A NORTH CAROLINA DRIVERS LICENSE UNTIL THE JUVENILE IS EIGHTEEN YEARS OF AGE, Sixth Edition Engrossed 7/16/93, wish to report as follows:

That the House concurs in the Sixth Edition Engrossed 7/16/93 of House Bill 1008, with the following amendments:

on page 1, lines 11 through 14, by rewriting the lines to read: "SALE OR TRANSFER OF A FIREARM."; and

on page 4, line 28 through page 5, line 30, by deleting the lines, and by renumbering the remaining section accordingly.

The Senate agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 23rd day of July, 1993.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Roy A. Cooper, III	S/ Robert J. Hensley, Jr.
S/ C. R. Edwards	S/ Anne Craig Barnes
S/ Ollie Harris	S/ Joanne W. Bowie
S/ Elaine F. Marshall	S/ Marie W. Colton
S/ Beverly W. Perdue	S/ Frances McArthur Cummings
S/ Leslie J. Winner	S/ H. M. Michaux, Jr.
	S/ Brad Miller
	S/ Martin L. Nesbitt, Jr.

On motion of the Chair, the Conference Report is temporarily displaced.

CONFEREE APPOINTMENTS

The Speaker appoints the following conferees on House Committee Substitute for **S.B. 785**, A BILL TO BE ENTITLED AN ACT TO

INCREASE THE MEMBERSHIP OF THE NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION AND TO ESTABLISH TEN DISTRICTS FOR THE APPOINTMENT OF COMMISSION MEMBERS: Representatives Michaux, McCrary, and Miner.

The Senate is so notified by Special Message.

SPECIAL MESSAGES FROM THE SENATE

The following special message is received from the Senate:

S.B. 1072, A BILL TO BE ENTITLED AN ACT TO ALLOW STATE EMERGENCY MANAGEMENT VEHICLES TO BE EQUIPPED WITH RED LIGHTS AND SIRENS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

CONFERENCE REPORT

The Conference Report for Senate Committee Substitute No. 2 for **H.B. 1008**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CLASS I FELONY TO POSSESS OR CARRY A FIREARM OR EXPLOSIVE ON EDUCATIONAL PROPERTY OR TO CAUSE, ENCOURAGE, OR AID A MINOR TO POSSESS OR CARRY A FIREARM OR EXPLOSIVE ON EDUCATIONAL PROPERTY, TO MAKE IT A MISDEMEANOR TO CAUSE, ENCOURAGE, OR AID A MINOR TO TAKE OR POSSESS OTHER TYPES OF WEAPONS ON EDUCATIONAL PROPERTY, TO MAKE IT A MISDEMEANOR TO FAIL TO STORE FIREARMS IN A REASONABLE MANNER FOR THE PROTECTION OF MINORS AND TO FAIL TO WARN A PERSON OF THIS LAW UPON THE SALE OR TRANSFER OF A FIREARM, AND TO PROVIDE THAT ANY JUVENILE BRINGING A GUN OR DANGEROUS WEAPON TO SCHOOL SHALL BE INELIGIBLE FOR A NORTH CAROLINA DRIVERS LICENSE UNTIL THE JUVENILE IS EIGHTEEN YEARS OF AGE, which was temporarily displaced, is before the Body.

The Conference Report, which changes the title, is adopted, by electronic vote (47–30), and the Senate is so notified by Special Message.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 24, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees on Senate Committee Substitute No. 2 for **H.B. 1008**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CLASS I FELONY TO POSSESS OR CARRY A FIREARM OR EXPLOSIVE ON EDUCATIONAL PROPERTY OR TO CAUSE, ENCOURAGE, OR AID A MINOR TO POSSESS OR CARRY A FIREARM OR EXPLOSIVE ON EDUCATIONAL PROPERTY, TO MAKE IT A MISDEMEANOR TO

CAUSE, ENCOURAGE, OR AID A MINOR TO TAKE OR POSSESS OTHER TYPES OF WEAPONS ON EDUCATIONAL PROPERTY, TO MAKE IT A MISDEMEANOR TO FAIL TO STORE FIREARMS IN A REASONABLE MANNER FOR THE PROTECTION OF MINORS AND TO FAIL TO WARN A PERSON OF THIS LAW UPON THE SALE OR TRANSFER OF A FIREARM, AND TO PROVIDE THAT ANY JUVENILE BRINGING A GUN OR DANGEROUS WEAPON TO SCHOOL SHALL BE INELIGIBLE FOR A NORTH CAROLINA DRIVERS LICENSE UNTIL THE JUVENILE IS EIGHTEEN YEARS OF AGE, and the title becomes, Senate Committee Substitute No. 2 for **H.B. 1008**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CLASS I FELONY TO POSSESS OR CARRY A FIREARM OR EXPLOSIVE ON EDUCATIONAL PROPERTY OR TO CAUSE, ENCOURAGE, OR AID A MINOR TO POSSESS OR CARRY A FIREARM OR EXPLOSIVE ON EDUCATIONAL PROPERTY, TO MAKE IT A MISDEMEANOR TO CAUSE, ENCOURAGE, OR AID A MINOR TO TAKE OR POSSESS OTHER TYPES OF WEAPONS ON EDUCATIONAL PROPERTY, TO MAKE IT A MISDEMEANOR TO FAIL TO STORE FIREARMS IN A REASONABLE MANNER FOR THE PROTECTION OF MINORS AND TO FAIL TO WARN A PERSON OF THIS LAW UPON THE SALE OR TRANSFER OF A FIREARM, to the end that when a similar action has been taken on the part of your Honorable Body, the Speaker may order the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

The Speaker orders the bill enrolled.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 24, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees on **H.B. 1158**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ERECTION OF OUTDOOR ADVERTISING ON A PORTION OF U.S. HIGHWAY 52 AND NORTH CAROLINA HIGHWAY 752 IN SURRY COUNTY, and the title becomes **H.B. 1158**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ERECTION OF OUTDOOR ADVERTISING ON A PORTION OF U.S. HIGHWAY 52 AND NORTH CAROLINA HIGHWAY 752 IN SURRY COUNTY AND TO PROHIBIT THE ERECTION OF OUTDOOR ADVERTISING ON ANY INTERSTATE HIGHWAY IN BUNCOMBE COUNTY OUTSIDE THE LIMITS OF A MUNICIPALITY.

Pursuant to your message that your Honorable Body adopted the report of the conferees, the Speaker may order the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

The Speaker orders the bill enrolled.

The House recesses at 5:35 a.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

CALENDAR (continued)

CONFERENCE REPORT

Representative Nesbitt sends forth the Conference Report on House Committee Substitute for **S.B. 26**, A BILL TO BE ENTITLED AN ACT TO MAKE APPROPRIATIONS TO PROVIDE CAPITAL IMPROVEMENTS FOR STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES. Without objection, the Conference Report is placed on the Calendar for immediate consideration.

Representative Nesbitt moves the adoption of the following Conference Report.

House Committee Substitute for S.B. 26

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **S.B. 26**, A BILL TO BE ENTITLED AN ACT TO MAKE APPROPRIATIONS TO PROVIDE CAPITAL IMPROVEMENTS FOR STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, House Committee Substitute Favorable and Engrossed 7/21/93

wish to report as follows:

The Senate concurs in the House Committee Substitute Favorable and Engrossed 7/21/93, with the following amendment: Delete the entire House Committee Substitute Favorable with Amendments 5/27/93, Fifth Edition, and substitute the attached Proposed Conference Committee Substitute PCCS 9753.

The House agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 24th day of July, 1993.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ George B. Daniel	S/ Martin Nesbitt
S/ Aaron W. Plyler	S/ David Diamont
S/ I. T. "Ted" Kaplan	S/ Jim Black

S/ Howard N. Lee
S/ Beverly M. Perdue

S/ Fred Bowman
S/ C. Robert Brawley
S/ Dan DeVane
S/ Ruth Easterling
S/ Milton F. Fitch, Jr.
S/ Karen E. Gottovi
S/ Bertha M. Holt
S/ Mary E. McAllister
S/ John B. McLaughlin
S/ H. M. Michaux, Jr.
S/ Edd Nye
S/ Gene Rogers
S/ Ronnie N. Sutton
S/ William Wainwright

The Conference Report is adopted, by electronic vote (61–8), and the Senate is so notified by Special Message. (The Conference Report in its entirety may be found in the 1993 Session Laws, Chapter 561.)

CONFERENCE REPORT

Representative Michaux sends forth the Conference Report on House Committee Substitute for **S.B. 785**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MEMBERSHIP OF THE NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION AND TO ESTABLISH TEN DISTRICTS FOR THE APPOINTMENT OF COMMISSION MEMBERS. Without objection, the Conference Report is placed on the Calendar for immediate consideration.

Representative Michaux moves the adoption of the following Conference Report.

House Committee Substitute for S.B. 785

To: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on **S.B. 785**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MEMBERSHIP OF THE NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION AND TO ESTABLISH TEN DISTRICTS FOR THE APPOINTMENT OF COMMISSION MEMBERS, House Committee Substitute Favorable 7/22/93, Fifth Edition wish to report as follows:

The Senate concurs in the House Committee Substitute Favorable 7/22/93, Fifth Edition with the following amendment: delete the entire House Committee Substitute and substitute the attached proposed conference Committee Substitute S875-CSLH-1, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET FOR THE METHOD OF SELECTING MEMBERS OF THE NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION APPOINTED BY THE NORTH CAROLINA SHERIFFS' ASSOCIATION.

And the House of Representatives agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 24th day of July, 1993.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Roy A. Cooper	S/ H. M. Michaux
S/ Beverly M. Perdue	S/ Paul R. McCrary

The Conference Report, which changes the title, is adopted, by electronic vote (69–0), and the Senate is so notified by Special Message. (The Conference Report in its entirety may be found in Appendix.)

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 24, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees on House Committee Substitute for **S.B. 785**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MEMBERSHIP OF THE NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION AND TO ESTABLISH TEN DISTRICTS FOR THE APPOINTMENT OF COMMISSION MEMBERS, and the title becomes **S.B. 785**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET FOR THE METHOD OF SELECTING MEMBERS OF THE NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION APPOINTED BY THE NORTH CAROLINA SHERIFFS' ASSOCIATION, to the end that when a similar action has been taken on the part of your Honorable Body, the President will order the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 278, AN ACT TO CLASSIFY MISDEMEANORS AND TO RECLASSIFY SOME FELONIES AS RECOMMENDED BY THE NORTH CAROLINA SENTENCING AND POLICY ADVISORY COMMISSION. (CHAPTER 539)

S.B. 431, AN ACT RECOMMENDED BY THE JUVENILE LAW STUDY COMMISSION TO INCREASE THE MAXIMUM AMOUNT THAT MAY BE RECOVERED IN STRICT LIABILITY FOR DAMAGE TO PERSON OR PROPERTY BY MINORS. (CHAPTER 540)

H.B. 765, AN ACT TO MAKE AMENDMENTS TO THE LAW OF ESCHEATS AND UNCLAIMED PROPERTY AND TO LIMIT MOLDERS' OBLIGATIONS TO RETAIN DIES, MOLDS, FORMS, OR PATTERNS. (CHAPTER 541)

S.B. 14, AN ACT TO AUTHORIZE THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS FOR (1) CAPITAL IMPROVEMENTS FOR THE UNIVERSITY OF NORTH CAROLINA, (2) GRANTS TO COMMUNITY COLLEGES FOR CAPITAL IMPROVEMENTS, (3) GRANTS, LOANS, AND REVOLVING LOANS TO LOCAL GOVERNMENT UNITS FOR WATER SUPPLY SYSTEMS, WASTEWATER COLLECTION SYSTEMS, WASTEWATER TREATMENT WORKS, AND WATER CONSERVATION PROJECTS, AND (4) CAPITAL IMPROVEMENTS AND LAND ACQUISITION FOR NEW AND EXISTING STATE PARKS AND RECREATION AREAS. (CHAPTER 542)

S.B. 161, AN ACT TO ALLOW ALL TRAILERS TO OBTAIN MULTIYEAR LICENSE PLATES, TO INCREASE THE TYPES OF SPECIAL LICENSE PLATES, TO SPECIFY HOW FEES FROM THE NEW SPECIAL LICENSE PLATES ARE TO BE USED, TO MODIFY THE APPEARANCE OF THE SPECIAL LICENSE PLATE ISSUED TO MEMBERS OF THE NORTH CAROLINA GENERAL ASSEMBLY, AND TO MAKE TECHNICAL AND ADMINISTRATIVE CHANGES TO THE LAWS CONCERNING SPECIAL LICENSE PLATES. (CHAPTER 543)

S.B. 853, AN ACT TO AUTHORIZE CERTAIN COUNTIES THAT WILL DERIVE ECONOMIC BENEFITS FROM THE NORTH CAROLINA GLOBAL TRANSPARK TO FORM A GLOBAL TRANSPARK DEVELOPMENT ZONE TO PROMOTE ECONOMIC DEVELOPMENT OF, AND TO ENCOURAGE INFRASTRUCTURE CONSTRUCTION IN, THE COUNTIES OF THE ZONE. (CHAPTER 544)

S.B. 710, AN ACT TO MODIFY THE NASH COUNTY ROOM OCCUPANCY TAX. (CHAPTER 545)

S.B. 887, AN ACT TO ALLOW THE TOWN OF SANTEETLAH TO MAKE EQUAL ASSESSMENTS FOR EACH LOT IN A NEW SYSTEM. (CHAPTER 546)

S.B. 1148, AN ACT TO AFFECT THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN. (CHAPTER 547)

H.B. 83, AN ACT TO TEMPORARILY INCREASE THE SCRAP TIRE DISPOSAL TAX, TO PROVIDE FOR THE DISTRIBUTION OF THE ADDITIONAL TAX PROCEEDS, TO TEMPORARILY REVOKE THE GENERAL AUTHORITY OF A UNIT OF LOCAL GOVERNMENT OR A CONTRACTING PARTY TO IMPOSE A SEPARATE SCRAP TIRE DISPOSAL FEE, AND TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL

RESOURCES TO DEVELOP AND IMPLEMENT ALTERNATIVE, MARKET-BASED PILOT PROGRAMS FOR SCRAP TIRE COLLECTION AND RECYCLING. (CHAPTER 548)

H.B. 114, AN ACT TO AUTHORIZE LINCOLN COUNTY TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, TO SET THE MAXIMUM COMBINED CITY AND COUNTY ROOM OCCUPANCY TAX RATE FOR LINCOLN COUNTY AND THE CITIES AND TOWNS LOCATED IN LINCOLN COUNTY, AND TO MAKE OTHER LOCAL CHANGES FOR DUPLIN COUNTY AND THE TOWN OF CHAPEL HILL. (CHAPTER 549)

H.B. 235, AN ACT TO APPROPRIATE THE BALANCE OF THE FUNDS FROM THE PROCEEDS OF THE TWO HUNDRED MILLION DOLLARS IN GENERAL OBLIGATION BONDS AUTHORIZED FOR THE CONSTRUCTION OF STATE PRISON AND YOUTH SERVICES FACILITIES, AND TO PROVIDE FOR THE USE OF INMATES IN PRISON CONSTRUCTION. (CHAPTER 550)

H.B. 505, AN ACT REQUESTED BY THE NORTH CAROLINA COUNCIL FOR THE DEAF AND HARD OF HEARING TO RECONSTITUTE THE MEMBERSHIP OF THE NORTH CAROLINA COUNCIL FOR THE DEAF AND HARD OF HEARING. (CHAPTER 551)

H.B. 539, AN ACT TO AMEND THE NORTH CAROLINA BUSINESS CORPORATION ACT AND TO AMEND G.S. 54-139 RELATING TO FOREIGN COOPERATIVE CORPORATIONS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION AND TO MAKE OTHER AMENDMENTS TO THE BUSINESS CORPORATION ACT. (CHAPTER 552)

H.B. 544, AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, AND TO MAKE TECHNICAL CORRECTIONS TO OTHER GENERAL STATUTES AND SESSION LAWS. (CHAPTER 553)

H.B. 873, AN ACT TO FULFILL THE INTENT OF THE INSURANCE EQUALITY STATUTE BY CORRECTING OMISSIONS IN THAT STATUTE. (CHAPTER 554)

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 24, 1993

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees on House Committee Substitute for **S.B. 26**, A BILL TO BE ENTITLED AN ACT TO MAKE APPROPRIATIONS TO PROVIDE CAPITAL IMPROVEMENTS FOR STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, to

the end that when a similar action has been taken on the part of your Honorable Body, the President will order the bill enrolled.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate.

Senate Committee Substitute for **H.B. 439**, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO PUBLIC OFFICE UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, is returned for concurrence in Senate committee substitute and, without objection, is placed on the Calendar for immediate consideration.

On motion of Representative Jack Hunt, the House concurs in the Senate committee substitute, by electronic vote (74–0), and the bill is ordered enrolled.

S.J.R. 1299, A JOINT RESOLUTION SETTING THE TIME FOR ADJOURNMENT OF THE 1993 GENERAL ASSEMBLY TO MEET IN 1994, LIMITING THE SUBJECTS THAT MAY BE CONSIDERED IN THAT SESSION, AND PROVIDING FOR ADJOURNMENT SINE DIE OF THE GENERAL ASSEMBLY, is read the first time and, without objection, is placed on the Calendar for immediate consideration.

The resolution passes its second reading, by electronic vote (77–0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 558, AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SENATE PRESIDENT PRO TEMPORE. (CHAPTER 555)

H.B. 1008, AN ACT TO MAKE IT A CLASS I FELONY TO POSSESS OR CARRY A FIREARM OR EXPLOSIVE ON EDUCATIONAL PROPERTY OR TO CAUSE, ENCOURAGE, OR AID A MINOR TO POSSESS OR CARRY A FIREARM OR EXPLOSIVE ON EDUCATIONAL PROPERTY, TO MAKE IT A MISDEMEANOR TO CAUSE, ENCOURAGE, OR AID A MINOR TO TAKE OR POSSESS OTHER TYPES OF WEAPONS ON EDUCATIONAL PROPERTY, TO MAKE IT A MISDEMEANOR TO FAIL TO STORE FIREARMS IN A REASONABLE MANNER FOR THE PROTECTION OF MINORS AND TO FAIL TO WARN A PERSON OF THIS LAW UPON THE SALE OR TRANSFER OF A FIREARM. (CHAPTER 558)

S.B. 26, AN ACT TO MAKE APPROPRIATIONS TO PROVIDE CAPITAL IMPROVEMENTS FOR STATE DEPARTMENTS,

INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES. (CHAPTER 561)

H.B. 439, AN ACT TO APPOINT PERSONS TO PUBLIC OFFICE UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES. (CHAPTER 563)

S.J.R. 1299, A JOINT RESOLUTION SETTING THE TIME FOR ADJOURNMENT OF THE 1993 GENERAL ASSEMBLY TO MEET IN 1994, LIMITING THE SUBJECTS THAT MAY BE CONSIDERED IN THAT SESSION, AND PROVIDING FOR ADJOURNMENT SINE DIE OF THE GENERAL ASSEMBLY. (RESOLUTION 31)

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 24, 1993

Mr. Speaker:

It is ordered that a message be sent your Honorable Body respectfully advising that the Senate has concluded the business of the 1993 Session of the General Assembly and pursuant to **S.J.R. 1299**, A JOINT RESOLUTION SETTING THE TIME FOR ADJOURNMENT OF THE 1993 GENERAL ASSEMBLY TO MEET IN 1994, LIMITING THE SUBJECTS THAT MAY BE CONSIDERED IN THAT SESSION, AND PROVIDING FOR ADJOURNMENT SINE DIE OF THE GENERAL ASSEMBLY, stands ready to adjourn to reconvene at Noon on Tuesday, May 24, 1994.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

The House stands adjourned.

Denise G. Weeks
Principal Clerk

ADDENDUM

It will be noted that a number of bills and resolutions passed second reading and then were read a third time on the same day.

Rule 41(b) states:

No bill shall be read more than once on the same day without the concurrence of two-thirds (2/3) of the members present and voting.

In order to comply with this Rule, no bill which has passed its second reading is read a third time except:

(1) When a member moves that the Rule be suspended, and this motion carries by at least a two-thirds vote of the members present.

(2) When the Chair determines that there is no objection from any member present. This constitutes unanimous consent of those members present that Rule 41(b) be suspended.

In these cases, the bill is read a third time.

Denise G. Weeks
Principal Clerk

APPENDIX

FIRST SESSION 1993

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H.R. 29, A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE REGULAR SESSIONS OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES OF THE 1993 GENERAL ASSEMBLY.

Be it resolved by the House of Representatives:

Section 1. The permanent rules of the Regular Sessions of the House of Representatives of the 1993 General Assembly shall read as follows:

RULES OF THE REGULAR SESSIONS OF THE HOUSE OF REPRESENTATIVES OF THE 1993 GENERAL ASSEMBLY OF NORTH CAROLINA

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I. Order of Business

RULE 1. **Convening Hour.** — The House shall convene each legislative day at the hour fixed by the House. In the event the House adjourns on the preceding legislative day without having fixed an hour for reconvening, the House shall convene on the next legislative day at 2:00 p.m.

RULE 2. **Opening the Session.** — At the convening hour on each legislative day the Speaker shall call the members to order and shall have the session opened with prayer. At the convening hour on the first day of each legislative week the Speaker, or his designee, shall lead the members in the Pledge of Allegiance to the American Flag.

RULE 3. **Quorum.** — (a) A quorum consists of a majority of the qualified members of the House.

(b) Should the point of a quorum be raised, the doors shall be closed and the Clerk shall call the roll of the House, after which the names of those not responding shall again be called. In the absence of a quorum, fifteen members are authorized to compel the attendance of absent members and may order that absentees for whom no sufficient excuses are made be taken into custody wherever they may be found by special messenger appointed for that purpose.

RULE 4. **Approval of Journal.** — (a) The Standing Committee on Rules, Calendar, and Operations of the House shall cause the Journal of the House to be examined daily before the hour of convening to determine if the proceedings of the previous day have been correctly recorded.

(b) Immediately following the opening prayer and upon appearance of a quorum, the Speaker shall call for the Journal report by the Chair

of the Standing Committee on Rules, Calendar, and Operations of the House or by a Representative designated by the Chair as to whether the proceedings of the previous day have been correctly recorded. Without objection, the Speaker shall cause the Journal to stand approved.

RULE 5. **Order of Business of the Day.** — After the approval of the Journal of the preceding day, the House shall proceed to business in the following order:

(1) The receiving of petitions, memorials and papers addressed to the General Assembly or to the House;

(2) Ratification of bills;

(3) Reports of standing committees and permanent subcommittees;

(4) Reports of select committees;

(5) Reports of referral by standing committee Chairs of bills to permanent subcommittees;

(6) First reading and reference to committee of bills and resolutions;

(7) Messages from the Senate;

(8) Concurrence with Senate amendments or Senate committee substitutes;

(9) The unfinished business of the preceding day;

(10) Calendar (each category in accordance with Rule 40):

(a) Local bills (roll call) third reading

(b) Local bills (roll call) second reading

(c) Local bills third reading

(d) Local bills second reading

(e) Public bills (roll call) third reading

(f) Public bills (roll call) second reading

(g) Public bills and resolutions, third reading

(h) Public bills and resolutions, second reading;

(11) Reading of Notices and Announcements; but messages and motions to elect officers shall always be in order.

II. Conduct of Debate

RULE 6. **Duties and Powers of the Speaker.** — The Speaker shall have general direction of the Hall. The Speaker may name any member to perform the duties of the Chair, but substitution shall not extend beyond one day, except in the case of sickness or by leave of the House.

RULE 7. **Obtaining Floor.** — (a) When any member desires recognition for any purpose, the member shall rise and respectfully address the Speaker. No member shall proceed until recognized by the Speaker for a purpose.

(b) When a member desires to interrupt a member having the floor, the member shall first obtain recognition by the Speaker and permission of the member occupying the floor, and when such recognition and permission have been obtained, he or she may propound a question to the member occupying the floor; but he or she shall not otherwise interrupt the member having the floor, except as provided in subsection (c) of this rule; and the Speaker shall, without the point of order being raised, enforce this rule.

(c) A member who has obtained the floor may be interrupted only for the following reasons:

1. a request that the member speaking yield for a question,
2. a point of order,
3. a parliamentary inquiry, or
4. a question of privilege.

RULE 8. **Questions of Privilege.** — Upon recognition by the Speaker for that purpose, any member may speak to a question of privilege for a time not to exceed three minutes. Questions of privilege shall be those affecting, first, the rights of the House collectively, its safety, dignity, and the integrity of its proceedings; second, the rights, reputation, and conduct of members, individually, in their representative capacity only; and shall have precedence of all other questions, except motions to adjourn. Privilege may not be used to explain a vote or debate a bill. The Speaker shall determine if the question is one of privilege and shall, without the point of order being raised, enforce this rule.

RULE 9. **Points of Order.** — (a) The Speaker shall decide questions of order and may speak to points of order in preference to other members arising from their seats for that purpose. Any member may appeal from the ruling of the Chair on questions of order; on such appeal no member may speak more than once, unless by leave of the House. A two-thirds (2/3) vote of the members present shall be necessary to sustain any appeal from the ruling of the Chair.

(b) When the Speaker calls a member to order, the member shall be seated except that a member called to order may clear a matter of fact, or explain, but shall not proceed in debate so long as the decision stands. If the member appeals from the ruling of the Chair and the decision by a two-thirds (2/3) vote of the members present be in favor of the member called to order, the member may proceed; if otherwise, the member shall not; and if the case, in the judgment of the House, requires it, the member shall be liable to censure by the House.

RULE 10. **Limitations on Debate.** — (a) No member shall speak on, debate, or solicit cosponsors for, a bill or resolution at its first reading.

(b) No member shall speak more than twice on the main question, nor longer than 30 minutes for the first speech and 15 minutes for the second speech; nor shall the member speak more than twice upon an amendment or motion to reconsider, commit, appeal or postpone, and then not longer than 10 minutes for the first speech and five minutes for the second speech.

(c) A member may speak only once and for not more than 20 minutes on the question of the adoption of a minority report.

(d) The House, by consent of a majority of the members present, may suspend the operation of subsections (b) and (c) of this rule during any debate on any particular question before the House.

RULE 11. **Reading of Papers.** — When there is a call for the reading of the text of a paper which has been presented to the House, and there is objection to such reading, the question shall be determined by a majority vote of the members of the House present. Except for protests permitted by the Constitution, no member may have material printed in the Journal until said material has been presented to the House and the printing approved by the House, and said material shall not exceed 1,000 words.

RULE 12. **General Decorum.** — (a) The Speaker shall preserve order and decorum.

(b) Decency of speech shall be observed and disrespect to personalities carefully avoided.

(c) When the Speaker is putting any question, or addressing the House, no person shall speak, stand up, walk out of or cross the House, nor when a member is speaking, engage in disruptive discourse or pass between the member and the Chair.

(d) Food or beverages shall not be permitted on the floor of the House.

(e) The reading of newspapers shall not be permitted on the floor of the House while the House is in session.

(f) Smoking or the consumption of food or beverages shall not be permitted in the galleries at any time.

(g) Special recitals, performances by musicians or other groups shall not be permitted on the floor of the House and special guests of members of the House shall not be permitted on the floor of the House.

(h) Members shall observe appropriate attire, coat and tie for male members and dignified dress for female members.

(i) The use of cellular telephones shall not be permitted in the House Chamber.

III. Motions

RULE 13. **Motions Generally.** — (a) Every motion shall be reduced to writing, if the Speaker or any two members request it. No

motion relating to a bill shall be in order which does not identify the bill by its number and short title.

(b) When a motion is made, it shall be stated by the Speaker, or, if written, it shall be handed to the Chair and read aloud by the Speaker or Clerk before debate.

(c) After a motion has been stated by the Speaker or read by the Speaker or Clerk, it shall be in the possession of the House; but it may be withdrawn before a decision or amendment, except in case of a motion to reconsider, which motion, when made by a member, shall be in possession of the House and shall not be withdrawn without leave of the House.

RULE 14. **Motions, Order of Precedence.** — When there are motions before the House, the order of precedence is as follows:

To adjourn

To lay on the table

Previous question

To postpone indefinitely

To reconsider

To postpone to a day certain

To re-refer

To amend an amendment

To amend

To substitute

To pass the bill

No motion to lay on the table, to postpone indefinitely, to postpone to a day certain, to commit or to make a particular amendment, being decided, shall be again allowed at the same stage of the bill or proposition.

RULE 15. **Motion to Adjourn.** — (a) A motion to adjourn shall be seconded before the motion is put to the vote of the House.

(b) A motion to adjourn shall be decided without debate, and shall always be in order, except when the House is voting or some member is speaking; but a motion to adjourn shall not follow a motion to adjourn until debate or some other business of the House has intervened.

RULE 16. **Motion to Table.** — (a) A motion to table shall be seconded before the motion is put to the vote of the House and is in order except when a motion to adjourn is before the House.

(b) A motion to table shall be decided without debate.

(c) A motion to table a bill shall constitute a motion to table the bill and all amendments thereto.

(d) When the question before the House is the adoption of an amendment to a bill or resolution, a motion to table the bill is not in order, and a motion to table an amendment applies to the amendment only, and the motion may not expressly or by implication or construction be expanded to include a motion to table the bill also.

(e) When a question has been tabled, it shall not thereafter be considered except on motion to reconsider under Rule 18, or to remove from the table approved by a two-thirds (2/3) vote.

RULE 17. **Motion to Postpone Indefinitely.** — A motion to postpone indefinitely is in order except when a motion to adjourn or to lay on the table or for the previous question is before the House. However, after one motion to postpone indefinitely has been decided, another motion to postpone indefinitely shall not be allowed at the same stage of the bill or proposition. When a question has been postponed indefinitely, it shall not thereafter be considered except on motion to reconsider under Rule 18, or to place on the favorable calendar approved by a two-thirds (2/3) vote.

RULE 18. **Motion to Reconsider.** — (a) When a question has been decided, it is in order for any member to move for the reconsideration thereof, on the same or the succeeding legislative day; provided that if the vote by which the motion was originally decided was taken by a recorded vote, only a member of the prevailing side may move for reconsideration.

(b) A motion to reconsider shall be determined by a majority vote, except the following shall require a two-thirds (2/3) vote: a second or subsequent motion to reconsider, and a motion to reconsider:

(1) A vote upon a motion to table,

(2) A motion to postpone indefinitely,

(3) A motion to remove a bill from the unfavorable calendar,

(4) A motion that a bill be read twice on the same day, or

(5) A motion to remove from the table.

(c) A motion to reconsider the vote by which a person has been elected as Speaker or Speaker Pro Tempore shall not be in order. This subsection of this rule cannot be suspended.

RULE 19. **Previous Question.** — (a) The previous question may be called only by the member submitting the report on the bill or other matter under consideration, by the member introducing the bill or other matter under consideration, or by the member in charge of the measure, who shall be designated by the Chair of the standing committee or permanent subcommittee reporting the same to the House at the time the bill or other matter under consideration is reported to the House or taken up for consideration.

(b) The previous question shall be as follows: "Shall the main question now be put?" When the call for the previous question has been

decided in the affirmative by a majority vote of the House, the "main question" is on the passage of the bill, resolution or other matter under consideration.

(c) The call for the previous question shall preclude all motions, amendments and debate, except the motion to adjourn or motion to table.

(d) If the previous question is decided in the negative, the main question remains under debate.

IV. Voting

RULE 20. **Use of Electronic Voting System.** — (a) Votes on the following questions shall be taken on the electronic voting system, and the ayes and noes shall be recorded on the Journal:

(1) The passage as required by Article II, Section 23 of the Constitution of North Carolina, on second and third readings of any bill:

a. Raising money on the credit of the State,

b. Pledging the faith of the State for the payment of a debt,

c. Imposing a State tax, or

d. Authorizing a county, municipality, or other local governmental unit to

1. Raise money on its credit,

2. Pledge its faith for the payment of a debt, or

3. Impose a local tax.

(2) All measures affecting a fee imposed by the State or any subdivision thereof.

(3) All questions on which a call for the ayes and noes under Rule 24(a) and Article II, Section 19 of the Constitution of North Carolina has been sustained.

(4) Both second and third readings of bills proposing amendment of the Constitution of North Carolina or ratifying resolutions amending the Constitution of the United States.

(b) Votes on the following questions shall be taken on the electronic voting system:

(1) Second reading of all public bills, all amendments to public bills offered after second reading, third reading if a public bill was amended after second reading or if the reading occurs on a day or days following the second reading, all conference reports on public bills, all motions to lay public bills on the table, and all motions to postpone public bills indefinitely.

(2) Upon a call for division.

(3) Any other question upon direction of the Speaker or upon motion of any member supported by one-fifth (1/5) of the members present.

(c) When the electronic voting system is used, 15 seconds shall be allowed for voting on the question before the House, unless the Chair shall direct otherwise. The system shall be set to close automatically when that time has expired. Once the system is locked, the vote shall be recorded and printed.

(d) The voting station at each member's desk in the Chamber shall be used only by the member to which the station is assigned. Under no circumstances shall any other person vote at a member's station. It is a breach of the ethical obligation of a member either to request that another person vote at the requesting member's station, or to vote at another member's station. The Speaker shall enforce this rule without exception.

(e) When the electronic voting system is used, the Speaker shall state the question and shall then state substantially the following: "All in favor vote 'aye'; all opposed vote 'no'; the Clerk will open the vote." In order to have the vote recorded, the member must vote by the electronic voting system within the time allowed for that vote, unless the voting station assigned to a member is malfunctioning. The Speaker shall enforce this rule without exception. After the allotted time for voting has elapsed, the Speaker shall say: "The Clerk will now lock the machine and record the vote." After the machine is locked and the vote recorded, the Speaker shall announce the vote and declare the result.

(f) One copy of the machine printout of the vote record of all votes taken on the electronic system shall be filed in the office of the Principal Clerk, and one copy shall be filed in the Legislative Library where it shall be open to public inspection.

(g) When the Speaker ascertains that the electronic voting system is inoperative before a vote is taken or while a vote is being taken on the electronic system, the Speaker shall announce that fact to the House and any partial electronic system voting record shall be voided. In such a case, if the Constitution of North Carolina or the Rules of the House require a call of the ayes and noes, the Clerk shall call the roll of the House, and the ayes and noes shall be taken manually and shall be recorded on the Journal. All roll call votes shall be taken alphabetically. All other votes shall be taken by voice vote. If, after a vote is taken on the electronic system, it is discovered that a malfunction caused an error in the electronic system printout, the Speaker shall direct the Reading Clerk and the Principal Clerk to verify and correct the printout record and so advise the House.

(h) For the purpose of identifying motions on which the vote is taken on the electronic system, the motions are coded as follows:

1. To adjourn
2. To lay on the table
3. Previous question
4. To postpone indefinitely
5. To reconsider
6. To postpone to a day certain
7. To re-refer
8. To amend an amendment
9. To amend
10. To substitute
11. To concur or not concur
12. Miscellaneous

RULE 21. **Voice Votes; Stating Questions.** — (a) When the electronic voting system is not used, the Speaker shall rise and put a question.

(b) The question shall be put in this form, namely, "Those in favor (as the question may be) will say 'Aye'," and after the affirmation voice has been expressed, "Those opposed will say 'No'".

(c) No statement, explanation, debate, motion, parliamentary inquiry, or point of order shall be allowed once the voice vote has begun. Any point of order or parliamentary inquiry may be raised, however, after the completion of the vote.

RULE 22. **Determining Questions.** — (a) Unless otherwise provided by the Constitution of North Carolina or by these rules, all questions shall be determined by a simple majority of the members present and voting.

(b) No member may vote unless the member is in the chamber when the question is put. This subsection of this rule cannot be suspended.

RULE 23. **Voting by Division.** — Any member may call for a division of the members upon the question before the result of the vote has been announced. Upon a call for a division, the Speaker shall cause the number voting in the affirmative and in the negative to be determined. Upon a division and count of the House on any question, no member away from the member's seat shall be counted.

RULE 24. **Roll Call Vote.** — (a) Before a question is put, any member may call for the ayes and noes. If the call is sustained by one-fifth (1/5) of the members present, the question shall be decided by the ayes and noes upon a roll call vote.

(b) Every member who is in the Hall of the House when the question is put shall vote upon a call of the ayes and noes, unless excused pursuant to Rule 24.1A.

RULE 24.1A. **Excuse From Deliberations and Voting on a Bill.** — (a) Any member shall upon request be excused from the deliberations and voting on a particular bill, but to do so must make that request after the second reading of the bill and before any motion or vote on the bill or any amendment thereto. If the reason for the request arises at some point later in the proceedings, the request may be made at that time.

(b) The member may make a brief statement of the reasons for making that request. The member may send forward to the Principal Clerk, on a form provided by the Clerk, a concise statement of the reason for the request, and the Clerk shall include this statement in the Journal.

(c) The member so excused shall not debate the bill or any amendment to the bill, vote on the bill, offer or vote on any amendment to the bill, or offer or vote on any motion concerning the bill at that reading, any subsequent reading, or any subsequent consideration of the bill.

(d) A member may request that his or her excuse from deliberations on a particular bill be withdrawn.

RULE 24.1B. **Division of Amendments.** — Any member may call for an amendment to be divided into two or more amendments to be voted on separately, and the Speaker shall determine whether the amendment admits of such a division.

RULE 25. **Voting by Speaker.** — In all elections the Speaker may vote. In all other instances the Speaker may vote, or may reserve this right until there is a tie in which event the Speaker may vote, but in no instance may the Speaker vote twice on the same question.

V. Committees

RULE 26. **Standing Committees and Permanent Subcommittees Generally.** — (a) The Speaker shall appoint a Chair, or Cochairs, of every standing committee and select committee, if any. In the construction of these rules, the word "Chair" as applied to a standing committee extends to and includes a Cochair of the standing committee. The Speaker shall have the exclusive right and authority to establish select committees, but this does not exclude the right of the House by resolution to establish select committees.

(b) All permanent subcommittees of each standing committee shall be appointed by the Speaker and the members appointed, along with the Chair of the standing committee, shall constitute the standing committee of which the permanent subcommittee is a part. The Speaker shall appoint all members of permanent subcommittees at the beginning of the first regular session in a manner to reflect the partisan membership of the House.

(c) The Speaker shall appoint the members of all standing committees having no permanent subcommittees, at the beginning of the first regular session in a manner to reflect the partisan membership of the House.

(d) The first member announced on each permanent subcommittee shall be the Chair. The Speaker may designate one or more Vice-Chairs.

(e) Each Chair of a permanent subcommittee shall be a Vice-Chair of the standing committee of which it is a permanent subcommittee. The Speaker may name other members as Vice-Chairs of the standing committee. The Speaker may name one or more Vice-Chairs for any standing committee not having permanent standing subcommittees.

(f) The Chair of the standing committee shall be a voting member of each permanent subcommittee of the standing committee.

(g) Either the Chair or Acting Chair, designated by the Chair or by the Speaker, and five other members of the standing committee or permanent subcommittee, or a majority of the standing committee or permanent subcommittee, whichever is fewer, shall constitute a quorum of that standing committee or permanent subcommittee.

(h) In any joint meeting of the Senate and House committees or subcommittees, the House standing committee or permanent subcommittee reserves the right to vote separately.

RULE 27. **List of Standing Committees and Permanent Subcommittees.** — The standing committees and permanent subcommittees thereof are:

Committee	Subcommittees
Agriculture	(None)
Appropriations	-Education
	-General Government
	-Human Resources
	-Justice and Public Safety
	-Natural and Economic Resources
	-Transportation
Business and Labor	-Economic Expansion and Growth
	-Labor Relations and Employment
	-Travel and Tourism
Children, Youth and Families	(None)
Constitutional Amendments and Referenda	(None)
Courts and Justice	(None)
Education	-Community Colleges and Universities
	-Pre-School, Elementary and Secondary Education
Environment	(None)
Ethics	(None)
Finance	(None)
Financial Institutions	(None)
Health and Human Services	-Aging
	-Health Care and Access
	-Human Services
Insurance	(None)

Judiciary I	(None)
Judiciary II	(None)
Judiciary III	(None)
Local and Regional Government I	(None)
Local and Regional Government II	(None)
Pensions and Retirement	(None)
Public Employees	(None)
Public Utilities	(None)
Rules, Calendar, and Operations of the House	(None)
State Government	-Boards and Commissions -Military, Veterans and Indian Affairs -State Parks, Facilities and Property
Transportation	-Airports, Railways, and Waterways -Highways -Public Transportation.

RULE 28. **Standing Committee and Permanent Subcommittee Meetings.** — (a) Standing committees and permanent subcommittees of standing committees shall be furnished with suitable meeting places pursuant to a schedule adopted by the Standing Committee on Rules, Calendar, and Operations of the House. Select committees shall be furnished with suitable meeting places as their needs require by the Chair of the Standing Committee on Rules, Calendar, and Operations of the House.

(b) Subject to the provisions of the subsection (c) of this Rule, standing committees and permanent subcommittees thereof shall permit other members of the General Assembly, the press, and the general public to attend all sessions of said standing committees or permanent subcommittees.

(c) The Chair or other presiding officer shall have general direction of the meeting place of the standing committee or permanent subcommittee and, in case of any disturbance or disorderly conduct therein, or if the peace, good order, and proper conduct of the legislative business is hindered by any person or persons, the Chair or presiding officer shall have power to exclude from the session any individual or individuals so hindering the legislative business.

(d) Procedure in the standing committees and permanent subcommittee shall be governed by the rules of the House, so far as the same may be applicable to such procedure. Before a question is put, any member may call for the ayes and noes. If the call is sustained by one-fifth (1/5) of the members present, the question shall be decided by the ayes and noes upon a roll call vote. All roll call votes shall be taken alphabetically and shall be subject to Rule 21(c).

(e) No standing committee or permanent subcommittee shall meet on any day when the House shall not convene except by permission of the Speaker or by approval of the House by resolution adopted by a majority vote of the House.

(f) No standing committee or permanent subcommittee shall meet during any session of the House. Standing committees and permanent subcommittees shall meet at their regularly-scheduled hour. No permanent subcommittee shall meet at the same time that its standing committee is meeting. Standing committees and permanent subcommittees may meet at other times as authorized by the Chair of the Standing Committee on Rules, Calendar, and Operations of the House in order to assure the availability of the meeting room and that no conflicts will exist with the meetings of other bodies. All standing committee and permanent subcommittee meetings shall adjourn no later than:

(1) 15 minutes preceding a regular session of the House, and

(2) 10 minutes preceding the hour of the next regularly-scheduled standing committee or permanent subcommittee meeting.

(g) Any call or notice of a standing committee or permanent subcommittee meeting between legislative sessions shall be mailed to each member of the standing committee or permanent subcommittee at least five days prior to such meeting. If a member of the body so requests in writing to the Chair of the standing committee or permanent subcommittee, the member shall be notified by certified mail of the meetings.

(h) During standing committee and permanent subcommittee meetings the Chair may exercise the right to vote, or may reserve this right until there is a tie, in which event the Chair may vote, but in no instance may the Chair vote twice on the same question.

RULE 28.1. **Ethics Committee Investigations Into Violations of the Open Meetings Law.** — (a) On its own motion, or in response to signed and sworn complaint of any individual filed with the Standing Committee on Ethics, the Committee shall inquire into any alleged violation by members of the House of the Open Meetings Law (Article 33C of Chapter 143 of the General Statutes), as the same may be amended in the future.

(b) If, after such preliminary investigation as it may make, the Committee determines to proceed with an inquiry into the conduct of any individual, the Committee shall notify the individual as to the fact of the inquiry and the charges against him and shall schedule one or more hearings on the matter. The individual shall have the right to present evidence, cross-examine witnesses, and be represented by counsel at any hearings.

(c) After the Committee has concluded its inquiries into the alleged violations, the Committee shall dispose of the matter by taking one of the following actions:

(1) Dismiss the complaint and take no further action.

(2) Issue a letter of reprimand to the legislator, if the legislator unintentionally violated the provisions of the Open Meetings Law.

(3) Issue a letter of reprimand if the violation of the Open Meetings Law was intentional, or if the legislator has previously received a letter of reprimand. The Chair of the Committee on Ethics shall have the public letter of reprimand spread on the pages of the House Journal.

(4) Refer the matter to the House for appropriate action.

RULE 29. **Notice of Standing Committee and Permanent Subcommittee Meetings and Hearings.** — Public notice of all standing committee and permanent subcommittee meetings shall be given in the House. The Chair of the standing committee or permanent subcommittee shall notify or cause to be notified the sponsor of each bill which is set for hearing or consideration before the standing committee or permanent subcommittee as to the date, time, and place of that meeting.

RULE 29.1. **Public Hearings.** — (a) Requests for a public hearing shall be made in writing to the Chair of the standing committee and, if applicable, the Chair of the permanent subcommittee to which the bill has been referred. The Chair of the standing committee may schedule a public hearing by the standing committee as a whole after the adjournment of a regular daily House session. The Chair of the permanent subcommittee may schedule a public hearing before the permanent subcommittee at its regularly-scheduled hour. Denial of a request made by a House member may be appealed to the Speaker.

Notice shall be given not less than five calendar days prior to public hearings. These notices shall be issued as information for the press and information shall be posted in the places designated by the Principal Clerk.

(b) Persons desiring to appear and be heard at a public hearing shall submit their request to the Chair of the standing committee or permanent subcommittee. The standing committee or permanent subcommittee Chair may designate one or more members to arrange the order of appearance of interested parties. A brief, written statement of testimony may be submitted without oral presentation and shall be incorporated in the minutes of the public hearing.

RULE 29.2. **Minutes to Legislative Library.** — The Chair of a standing committee or a permanent subcommittee shall insure that written minutes are compiled for each of the body's meetings. The minutes shall indicate the members present and the actions taken at the meeting. Not later than 20 days after the adjournment of each session of the General Assembly, the Chair shall deliver the minutes to the Legislative Library. The Speaker of the House may grant a reasonable extension of time for filing said minutes upon written application of the Chair.

RULE 30. **Standing Committee of the Whole House.** — (a) A Standing Committee of the Whole House shall not be formed, except by suspension of the rules, if there be objection by any member.

(b) After passage of a motion to form a Standing Committee of the Whole House, the Speaker shall appoint a Chair to preside in the standing committee, and the Speaker shall leave the dais.

(c) The rules of procedure in the House shall be observed in the Standing Committee of the Whole House, so far as they may be applicable, except the rule limiting the time of speaking and the previous question.

(d) In the Standing Committee of the Whole House a motion that the standing committee rise shall always be in order, except when a member is speaking, and shall be decided without debate.

(e) When a bill is submitted to the Standing Committee of the Whole House, it shall be read and debated by sections, leaving the preamble to be last considered. The body of the bill shall not be defaced or interlined, but all amendments, noting the page and line, shall be duly entered by the clerk on a separate paper as the same shall be agreed to by the standing committee, and be so reported to the House. After report, the bill shall again be subject to be debated and amended by sections before a question on its passage be taken.

VI. Handling of Bills

RULE 31. **Introduction of Bills and Resolutions.** — (a) All bills and resolutions shall be introduced by submitting same to the Principal Clerk's office on the legislative day prior to the first reading and reference thereof according to the following schedule: by 8:30 p.m. each Monday, by 3:00 p.m. each Tuesday, Wednesday, Thursday, and Friday.

(b) Bills shall not become resolutions provided the Senate has a similar rule. Resolutions shall not become bills. Resolutions are not law but may be used when a law is not necessary for the purpose contained therein. Resolutions shall not be used to appropriate funds for any purpose, but may be used to create study commissions or committees or establish investigative committees, to honor deceased persons, and to adopt House rules and internal affairs. Resolutions cannot amend, repeal, or modify a statute; nor do they have life beyond the term of the session during which they are adopted.

(c) Every bill or resolution shall be read in regular order of business, except upon permission of the Speaker or on the report of a standing committee.

(d) All bills and resolutions shall show in their captions a brief descriptive statement of the true substance of same, which captions may thereafter be amended. Captions of public bills may be amended only by amendment proposed by the standing committee to which the bill was referred. Third reading shall not be had on any bill or resolution on the same day that such caption is amended.

(e) A Substitute Bill shall be covered with the same color jacket as the original bill and shall be prefaced as follows:

"House Substitute for" or "House Committee Substitute for_____".

(f) House Resolutions need not be read more than twice.

(g) All memorializing, celebration, commendation, and commemoration resolutions, except those honoring the memory of deceased persons, shall be excluded from introduction and consideration in the House.

RULE 31.1. **Deadlines on Introduction and Receipt of Bills.** — (a) All bills or resolutions recommended by commissions or standing committees authorized or directed by act or resolution of the General Assembly to report to the 1993 Regular Session of the General Assembly, or to report prior to convening of that session, must be introduced not later than the third Wednesday in February (February 17) of the first year of the biennial session; provided that any such measure submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 p.m. on that date and introduced in the House of Representatives before 3:00 p.m. on the next Wednesday (February 24) shall be treated as if it had been introduced pursuant to this subsection.

(a1) All bills prepared to be introduced for departments, agencies, or institutions of the State must be introduced not later than the third Thursday in March (March 18) of the first year of the biennial session; provided that any such measure submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 p.m. on that date and introduced in the House of Representatives before 3:00 p.m. on the next Thursday (March 25) shall be treated as if it had been introduced pursuant to this subsection. Bills introduced under this subsection shall be identified as an Agency Bill after its short title.

(a2) All local bills must be introduced not later than the first Thursday in April (April 1) of the first year of the biennial session; provided that any such measure submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 p.m. on that date and introduced in the House of Representatives before 3:00 p.m. on the next Thursday (April 8) shall be treated as if it had been introduced pursuant to this subsection.

(b) All public bills not containing appropriations or tax law changes must be introduced not later than the second Thursday in April (April 8) of the first year of the biennial session; provided that any such measure submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 p.m. on that date and introduced in the House of Representatives before 3:00 p.m. on the next Thursday (April 15) shall be treated as if it had been introduced pursuant to this subsection.

(c) All public bills containing appropriations or tax law changes must be introduced not later than the first Thursday in May (May 6) of the first year of the biennial session; provided that any such measure submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 p.m. on that date and introduced in the House of Representatives before 3:00 p.m. on the next Thursday (May 13) shall be treated as if it had been introduced pursuant to this subsection.

(c1) All resolutions, except those honoring the memory of deceased persons or adjourning the General Assembly must be introduced not

later than the second Thursday in May (May 6) of the first year of the biennial session; provided that any such measure submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 p.m. on that date and introduced in the House of Representatives before 3:00 p.m. on the next Thursday (May 13) shall be treated as if it had been introduced pursuant to this subsection.

(d) In order to be eligible for consideration by the House during the first Regular Session, all Senate bills other than finance or appropriations bills or adjournment resolutions, must be received and read on the floor of the House as a message from the Senate no later than May 13; provided that a message from the Senate received by the next legislative day stating that a bill has passed its third reading and is being engrossed shall comply with the requirements of this subsection and provided that the Senate has a similar rule.

(e) This rule does not apply to bills establishing districts for Congress or State or local entities.

RULE 32. **Reference to Standing Committee and to Permanent Subcommittees.** — (a) Each bill, joint resolution, or House resolution not introduced on the report of a standing committee shall immediately upon its first reading be referred by the Speaker to such standing committee or permanent subcommittee as the Speaker deems appropriate.

(b) The standing committee Chair may refer each bill referred to the standing committee to the permanent subcommittee specifically charged with the subject matter of the bill. A report of that referral shall be made in writing and submitted to the body pursuant to Rule 5(5). Except as provided in Rule 36, the permanent subcommittee to which the bill is referred shall report the bill back to the full standing committee. That subcommittee report shall include one of the following recommendations:

(1) Favorable, without prejudice, or unfavorable as to the original bill with the recommendation that the report be made to the standing committee;

(2) Favorable, without prejudice, or unfavorable as to the original bill, as amended, with the recommendation that the report be made to the standing committee;

(3) Favorable or without prejudice to the proposed committee substitute, and unfavorable to the original bill, with the recommendation that the report be made to the standing committee;

(4) Favorable as to the original bill with the recommendation that the report be made directly to the floor of the House, if approved by the standing committee Chair;

(5) Favorable to the original bill, as amended, with the recommendation that the report be made directly to the floor of the House, if approved by the standing committee Chair;

(6) Favorable to the proposed committee substitute with the recommendation that the report be made directly to the floor of the House, if approved by the standing committee Chair, and unfavorable to the original bill.

Any recommendation of favorable or without prejudice may include a recommendation of re-referral to another standing committee. After a bill is reported to a standing committee by a permanent subcommittee of that standing committee, the standing committee Chair may re-refer the bill to another permanent subcommittee of that standing committee.

Upon recommendation to the standing committee the bill shall be before that body for further action unless the permanent subcommittee Chair reports the bill directly pursuant to Rule 36.

(c) When a committee substitute is adopted by a permanent subcommittee or a standing committee for a bill which was introduced with no substantive provisions and the committee substitute deletes a majority of the provisions of the original bill and adds provisions that are not germane to the original bill, no further action may be taken by any standing committee or permanent subcommittee upon such bill until the second legislative day thereafter.

RULE 33. **Papers Addressed to the House.** — Petitions, memorials and other papers addressed to the House shall be presented by the Speaker. A brief statement of the contents thereof may be orally made by the introducer before reference to a committee, but such papers shall not be debated or decided on the day of their first being read unless the House shall direct otherwise.

RULE 34. **Introduction of Resolutions and Bills, Copies Required.** — (a) Whenever any resolution or bill is introduced, a duplicate copy thereof shall be attached thereto, and the Principal Clerk shall cause said duplicate copy to be numbered as the original resolution or bill is numbered, and shall cause the same to be available at all times to the member introducing the same.

(b) Numbering of House Bills shall be designated as "H.B.___." (No. following). A Joint Resolution shall be designated as "H.J.R. ___." (No. following). A House Resolution shall be designated as "H.R.___." (No. following).

(c) Whenever any resolution or bill is filed for introduction, it shall be in a House bill jacket containing 30 copies and in the form designated by the Speaker. Any resolution or bill not accompanied by the required number of copies shall be immediately returned to the introducer. The Clerk shall stamp the copies with the number stamped upon the original bill.

RULE 35. **Duplicating and Availability of Copies of Bills.** — (a) The Legislative Administrative Officer shall cause such bills as are introduced to be duplicated in such numbers as may be specified by the Speaker. The Legislative Administrative Officer shall cause one copy of each resolution and public bill for each member to be delivered to

the member's clerk or secretary who shall place it in the appropriate notebook on the member's desk. If a member so requests, a second copy shall be delivered to the member's clerk or secretary who shall place it in the member's office. The remaining copies shall be placed in the Printed Bills Room and made available to the committees to which the bill is referred, to individual members on request, and to the general public.

(b) A public bill is a bill affecting 15 or more counties. A local bill is one affecting fewer than 15 counties. No public bill and, upon objection by a member, no local bill may be considered unless copies of the bill have been made available to the entire membership of the House.

RULE 35.1. **Assessment Reports.** — Every bill or resolution proposing the establishment of an occupational or professional licensing plan or a study for the need to establish such a plan shall have attached to the jacket of the original bill or resolution at the time of its consideration on second and third readings by the House or by any standing committee or permanent subcommittee of the House, an assessment report from the Legislative Standing Committee on New Licensing Plans pursuant to Article 18A of Chapter 120 of the General Statutes. The assessment report shall not constitute any part of the expression of legislative intent proposed by the formation of a licensing plan. Upon receipt of the request the Legislative Standing Committee on New Licensing Plans shall prepare and return the assessment report as soon as possible but not later than 60 days, reserving the right to extend this time to 90 days.

RULE 36. **Report by Standing Committee or Permanent Subcommittee.** — All House bills and resolutions shall be reported from the standing committee or permanent subcommittee to which referred with such recommendations as the standing committee or permanent subcommittee may desire to make except in the case where the principal introducer requests in writing to the Chair of the standing committee or permanent subcommittee that the bill not be considered.

With the written approval of the Chair of the standing committee and with the recommendation of the subcommittee pursuant to Rule 32(4) through (6), the Chair of the permanent subcommittee may report the bill directly to the floor with that recommendation. If a permanent subcommittee recommends reporting a bill to the floor and the Chair of the standing committee fails to give approval, the bill shall be deemed to have been reported to the standing committee with the same recommendation as the subcommittee would have made to the House.

(a) **Favorable Report.** When a standing committee or permanent subcommittee reports a bill with the recommendation that it be passed, the bill shall be placed on the favorable calendar for the next succeeding legislative day; except that committee substitutes for bills shall be placed on the favorable calendar for the second next succeeding legislative day after being reported. When a committee substitute is adopted and receives a favorable report by the committee or permanent subcommittee, the standing committee or permanent subcommittee Chair shall submit to the standing committee or permanent subcommittee the question of an unfavorable report on the original bill. The standing

committee's or permanent subcommittee's action, if any, on the original bill shall be reported at the same time the committee substitute is reported.

(b) **Report Without Prejudice.** When a standing committee reports a bill without prejudice, the bill shall be placed on the favorable calendar.

(c) **Postponed Indefinitely.** When a standing committee reports a bill with the recommendation that it be postponed indefinitely, and no minority report accompanies it, the bill shall be placed on the unfavorable calendar.

(d) **Unfavorable Report.** When a standing committee reports a bill with the recommendation that it be not passed, and no minority report accompanies it, the bill shall be placed on the unfavorable calendar.

(e) **Minority Report.** When a bill is reported by a standing committee with a recommendation that it be not passed or that it be postponed indefinitely, but it is accompanied by a minority report signed by at least one-fourth (1/4) of the members of the standing committee who were present and voting when the bill was considered in standing committee, the question before the House shall be: "The adoption of the minority report." If the minority report is adopted by majority vote, the bill shall be placed on the favorable calendar for consideration. If the minority report fails of adoption by a majority vote, the bill shall be placed on the unfavorable calendar.

RULE 36.1. **Fiscal Notes.** — (a) The Chair or Cochair of the Appropriations Committee, of the Finance Committee or of the Rules, Calendar, and Operations of the House Committee, upon the floor of the House may request that a fiscal analysis be made of a bill, resolution or an amendment to a bill or resolution which is in the possession of the House and that a fiscal note be attached to the measure, when in the opinion of that Chair the fiscal effects of that measure are not apparent from the language of the measure.

(b) The fiscal note shall be filed and attached to the bill or amendment within two legislative days of the request. If it is impossible to prepare a fiscal note within two legislative days, the Director of Fiscal Research shall, in writing, so advise the Speaker, the Principal Clerk, and the member introducing or proposing the measure and shall indicate the time when the fiscal note will be ready.

(c) The fiscal note shall be prepared by the Fiscal Research Division on a form approved by the Rules, Calendar, and Operations of the House Committee as to content and form and signed by the staff member or members preparing it. If no estimate in dollars is possible, the fiscal note shall indicate the reasons that no estimate is provided. The fiscal note shall not comment on the merit but may identify technical problems. The Fiscal Research Division shall make the fiscal note available to the membership of the House.

(d) A sponsor of a bill or amendment may deliver a copy of the bill or amendment to the Fiscal Research Division for the preparation of a

fiscal note. The sponsor shall attach the fiscal note to the bill when filed or to the amendment when its adoption is moved.

(e) The sponsor of a bill or amendment to which a fiscal note is attached who objects to the estimates and information provided may reduce to writing the objections. These objections shall be appended to the fiscal note attached to the bill or amendment and to the copies of the fiscal note available to the membership.

(f) Subsection (a) of this rule shall not apply to the current operations appropriations bill or the capital improvements appropriations bill. This rule shall not apply to a bill or amendment requiring an actuarial note under these rules.

RULE 36.2. **Actuarial Notes.** — (a) Every bill or resolution proposing any change in the law relative to any:

(1) State, municipal or other retirement system funded in whole or in part out of public funds; or

(2) Program of hospital, medical, disability or related benefits provided for teachers and State employees, funded in whole or in part by State funds;

shall have attached to it at the time of its consideration by any standing committee or permanent subcommittee a brief explanatory statement or note which shall include a reliable estimate of the financial and actuarial effect of the proposed change to that retirement or pension system. The actuarial note shall be attached to the jacket of each proposed bill or resolution which is reported favorably by any standing committee or any permanent subcommittee, shall be separate therefrom, and shall be clearly designated as an actuarial note. A bill described in subsection (a)(1) of this Rule shall be referred to the Committee on Pensions and Retirement upon its introduction.

(b) The sponsor of the bill or resolution shall present a copy of the measure, with a request for an actuarial note, to the Fiscal Research Division which shall prepare the actuarial note as promptly as possible but not later than two weeks after the request is made unless an extension of time is agreed to by the sponsor as being necessary in the preparation of the note. Actuarial notes shall be prepared in the order of receipt of request and shall be transmitted to the sponsor of the measure. The actuarial note of the Fiscal Research Division shall be prepared and signed by an actuary.

(c) The sponsor of the bill or resolution shall also present a copy of the measure to the actuary employed by the system or program affected by the measure. Actuarial notes shall be prepared and transmitted to the sponsor of the measure not later than two weeks after the request is received, unless an extension of time is agreed to by the sponsor as being necessary in the preparation of the note. The actuarial note shall be attached to the jacket of the measure. The provisions of this subsection may be waived by the measure's sponsor for a measure affecting local government retirement or pension plans not administered by the State or any local government program of hospital, medical, disability

or related benefits for local government employees not administered by the State.

(d) The note shall be factual and shall, if possible, provide a reliable estimate of both the immediate effect and, if determinable, the long-range fiscal and actuarial effect of the measure. If, after careful investigation, it is determined that no dollar estimate is possible, the note shall contain a statement to that effect, setting forth the reasons why no dollar estimate can be given. No comment or opinion shall be included in the actuarial note with regard to the merits of the measure for which the note is prepared. Technical and mechanical defects in the measure may be noted.

(e) When any permanent subcommittee or standing committee reports a measure to which an actuarial note is attached at the time of permanent subcommittee or standing committee consideration, with any amendment of such nature as would substantially affect the cost to or the revenues of any retirement or pension system, the Chair of the permanent subcommittee or standing committee reporting the measure shall obtain from the Fiscal Research Division an actuarial note of the fiscal and actuarial effect of the proposed amendment. The actuarial note shall be attached to the jacket of the measure. An amendment to any bill or resolution shall not be in order if the amendment affects the costs to or the revenues of a State-administered retirement or pension system, unless the amendment is accompanied by an actuarial note, prepared by the Fiscal Research Division, as to the actuarial effect of the amendment.

(f) The Fiscal Research Division shall make all relevant actuarial notes available to the membership of the House.

RULE 36.3. **Bills Proposing Increases in Incarceration.** — (a) Every bill and resolution introduced in the General Assembly proposing any change in the law that could cause a net increase in the length of time for which persons are incarcerated or the number of persons incarcerated, whether by increasing penalties for violating existing laws, by criminalizing behavior, or by any other means, shall have attached to it at the time of its consideration by the General Assembly a fiscal note prepared by the Fiscal Research Division. The fiscal note shall be prepared in consultation with the Sentencing Policy and Advisory Commission and shall identify and estimate, for the first five fiscal years the proposed change would be in effect, all costs of the proposed net increase in incarceration, including capital outlay costs if the legislation would require increased cell space. If, after careful investigation, the Fiscal Research Division determines that no dollar estimate is possible, the note shall contain a statement to that effect, setting forth the reasons why no dollar estimate can be given. No comment or opinion shall be included in the fiscal note with regard to the merits of the measure for which the note is prepared. However, technical and mechanical defects may be noted.

(b) The sponsor of each bill or resolution to which this subsection applies shall present a copy of the bill or resolution with the request for a fiscal note to the Fiscal Research Division. Upon receipt of the request and the copy of the bill or resolution, the Fiscal Research Division

shall prepare the fiscal note as promptly as possible. The Fiscal Research Division shall prepare the fiscal note and transmit it to the sponsor within two weeks after the request is made, unless the sponsor agrees to an extension of time.

(c) This fiscal note shall be attached to the original of each proposed bill or resolution that is reported favorably by any committee of the General Assembly, but shall be separate from the bill or resolution and shall be clearly designated as a fiscal note. A fiscal note attached to a bill or resolution pursuant to this subsection is not a part of the bill or resolution and is not an expression of legislative intent proposed by the bill or resolution.

(d) If a committee of the General Assembly reports favorably a proposed bill or resolution with an amendment that proposes a change in the law that could cause a net increase in the length of time for which persons are incarcerated or the number of persons incarcerated, whether by increasing penalties for violating existing laws, by criminalizing behavior, or by any other means, the chair of the committee shall obtain from the Fiscal Research Division and attach to the amended bill or resolution a fiscal note as provided in this rule.

RULE 36.4. **Local Legislation Affecting State Highway System.** — A local bill affecting the State Highway System shall be referred to the Committee on Transportation.

RULE 37. **Removing Bill From Unfavorable Calendar.** — A bill may be removed from the unfavorable calendar upon motion carried by a two-thirds (2/3) vote. A motion to remove a bill from the unfavorable calendar is debatable.

RULE 38. **Reports on Appropriation and Revenue Bills.** — (a) All standing committees, other than the Standing Committee on Appropriations, when favorably reporting any bill or resolution which:

1. carries an appropriation from the State; or

2. requires or will require in the future substantial additional State monies from the General Fund or Highway Fund to implement its provisions shall indicate same in the report, and said bill or resolution shall be referred to the Standing Committee on Appropriations for a further report before being acted upon by the House.

(b) All standing committees, other than the Standing Committee on Finance, when favorably reporting any bill which in any way or manner raises revenue, reduces revenue, levies a tax, authorizes the levying of a tax, an assessment, or a fee, or authorizes the issue of bonds or notes, whether public, public-local, or private, shall indicate same in the report, and said bill shall be referred to the Standing Committee on Finance for a further report before being acted upon by the House.

(c) **Action on Amendment Before Re-Referral.** If any standing committee recommends adoption of an amendment or committee substitute of a bill which, under the rules of the House must be referred to the Standing Committees on Appropriations or Standing Committee on

Finance, the amendment or committee substitute shall be considered and, if adopted, the amendment or substitute engrossed before the bill is re-referred.

RULE 39. **Recall of Bill From Standing Committee.** — When a House bill has been introduced and referred to a standing committee, if after 10 legislative days the standing committee has failed to act thereon, then the introducer of the bill or some member designated by him may, after three legislative days' public notice given in the House and delivered in writing to the Chair of the standing committee, on motion supported by a majority vote of the members present and voting, recall the same from the standing committee to the floor of the House for consideration and such action thereon as a majority of the members present may direct. This rule shall not be temporarily suspended without one day's notice on the motion given in the House and delivered in writing to the Chair of the standing committee, and to sustain that motion two-thirds (2/3) of the members present and voting shall be required.

RULE 39.1. **Recall of Bill From Permanent Subcommittee.** — When a House bill has been referred to a permanent subcommittee, if after 10 legislative days the subcommittee has failed to act thereon or, at any time, with the agreement of the subcommittee chair, the standing committee Chair may re-refer the bill from that permanent subcommittee to another permanent subcommittee of the same standing committee provided the report of the re-referral shall be made pursuant to Rule 32.

RULE 39.2. **Re-Referral of Bills From One Standing Committee to Another Standing Committee.** — Upon consent of the sponsor of the bill, the Speaker, the Chair of the standing committee from whom the bill is to be re-referred, and the Chair of the standing committee to whom the bill is to be re-referred, the Chair may move for a re-referral to another standing committee and the bill shall be re-referred upon vote of the majority present during a regular session of the House.

RULE 40. **Calendars and Schedules of Business.** — The Clerk of the House shall prepare a daily schedule of business, including the Calendar of Bills and Resolutions for consideration and debate that day, in accordance with the Order of Business of the Day (Rule 5). The Clerk shall number all bills and resolutions in the order in which they are introduced. All bills and resolutions shall be taken up as they appear in each category (Rule 5(10)) in the order they were reported by standing committee; but the Standing Committee on Rules, Calendar, and Operations of the House may at any time arrange the order of precedence in which bills may be considered.

RULE 41. **Reading of Bills.** — (a) Every bill shall receive three readings in the House prior to its passage. The first reading and reference to standing committee of a House bill shall occur on the next legislative day following its introduction. The first reading and reference to standing committee of a Senate bill shall occur on the next legislative day following its receipt on messages from the Senate. The Speaker shall give notice at each subsequent reading whether it be the second or third reading.

(b) No bill shall be read more than once on the same day without the concurrence of two-thirds (2/3) of the members present and voting; provided, no bill governed by Article II, Section 23 of the North Carolina Constitution or described in Rule 20 (a)(2) herein shall be read twice on one day under any circumstance.

RULE 42. **Effect of a Defeated Bill.** — (a) Subject to the provisions of subsection (b) of this rule, after a bill has:

1. been tabled,
2. been postponed indefinitely,
3. failed to pass on any of its readings, or
4. been placed on the unfavorable calendar,

the contents of that bill or the principal provisions of its subject matter shall not be considered in any other measure originating in the Senate or originating thereafter in the House. Upon the point of order being raised and sustained by the Chair, that measure shall be laid upon the table, and shall not be taken therefrom except by a two-thirds (2/3) vote of the members present and voting.

(b) No local bill shall be held by the Chair to embody the contents of or the principal provisions of the subject matter of any statewide measure which has been laid on the table, has failed to pass on any of its readings, or has been placed on the unfavorable calendar.

RULE 43. **Amendments.** — No amendment to a measure before the House shall be in order unless the amendment is germane to the measure under consideration. A House amendment deleting a previously adopted House amendment shall not be in order.

Only one principal (first degree) amendment shall be pending at any one time. If a subsequent or substitute principal amendment shall be offered, the Speaker shall rule it out of order. However, any member desiring to offer a subsequent or substitute principal amendment in opposition to the pending amendment may inform the House by way of argument against the pending amendment that if it is defeated the member proposes to offer another principal amendment, and the member may then read and explain such proposed amendment.

Perfecting (or second degree) amendments may be offered and considered without limitation as to number, and in the event of multiple perfecting amendments, they shall be voted upon in inverse order.

RULE 43.1. **Engrossment.** — Bills and resolutions, except those making appropriations, which originate in the House and which are amended, shall be engrossed before being sent to the Senate.

RULE 43.2. **House Concurrence in Senate Amendments to House Bills.** — The House shall not concur in a Senate amendment to a bill originating in the House until the next legislative day after the day on which the House receives the Senate amendment.

RULE 43.3. **Committee Substitutes Adopted by the Senate to Bills Originating in the House; Procedure for Treatment of Material**

Amendments Thereto.—(a) Whenever the Senate has adopted a committee substitute for a bill originating in the House, and has returned the bill to the House for concurrence in that committee substitute, the House may not concur in that committee substitute until the next legislative day following the day on which the House receives that committee substitute.

(b) The Speaker may, and upon motion supported by a majority of the House present and voting shall, refer the bill to an appropriate standing committee for consideration of the committee substitute.

(c) The Speaker shall, in placing the bill on the calendar, rule whether the committee substitute is a material amendment under Article II, Section 23, of the State's Constitution which reads:

"**Revenue bills.** — No law shall be enacted to raise money on the credit of the State, or to pledge the faith of the State directly or indirectly for the payment of any debt, or to impose any tax upon the people of the State, or to allow the counties, cities, or towns to do so, unless the bill for the purpose shall have been read three several times in each House of the General Assembly and passed three several readings, which readings shall have been on three different days, and shall have been agreed to by each House respectively, and unless the yeas and nays on the second and third readings of the bill shall have been entered on the journal."

If the committee substitute was referred to standing committee, the standing committee shall:

i. report the bill with the recommendation either that the House concur or that the House do not concur; and

ii. advise the Speaker as to whether or not that committee substitute is a material amendment under Article II, Section 23, of the State's Constitution.

(d) If the committee substitute for a bill is not a material amendment, the question before the House shall be concurrence.

(e) If the committee substitute for a bill is a material amendment, the receiving of that bill on messages shall constitute first reading and the question before the House shall be concurrence on second reading. If the motion is passed, the question then shall be concurrence on third reading on the next legislative day.

(f) No committee substitute adopted by the Senate for a bill originating in the House may be amended by the House.

RULE 44. **Conference Standing Committees.** — (a) Whenever the House shall decline or refuse to concur in amendments put by the Senate to a bill originating in the House, or shall refuse to concur in a substitute adopted by the Senate for a bill originating in the House or whenever the Senate shall decline or refuse to concur in amendments put by the House to a bill originating in the Senate, or shall refuse to concur in a substitute adopted by the House for a bill originating in the Senate, a conference committee may be appointed by the Speaker

upon the Speaker's own motion or shall be appointed upon request by the principal sponsor of the original bill, the Chair of the House standing committee which reported the bill, or by the sponsor of the amendment in which the Senate refused to concur; and the bill under consideration shall thereupon go to and be considered by the joint conferees on the part of the House and Senate. In appointing members to conference committees the Speaker shall appoint no less than a majority of members who generally supported the House position as determined by the Speaker.

(b) Only such matters as are in difference between the two houses shall be considered by the conferees, and the conference report shall deal only with such matters. The conference report may be made by a majority of the House members of such conference committee and shall not be amended.

(c) If the conferees fail to agree, new conferees may be appointed. However, if either house refuses to adopt the report of its conferees, no new conferees may be appointed.

(d) No vote shall be taken on adoption of a conference report until the next legislative day following the report.

RULE 44.1. **Transmittal of Bills to Senate.** — Unless ordered by the Speaker or two-thirds (2/3) vote of the members present and voting, no bill shall be sent from the House on the day of its passage, except on the last day of the session.

VII. Legislative Officers and Employees

RULE 45. **Elected Officers.** — (a) The House shall elect one of its members Speaker.

(b) The House shall elect one of its members Speaker Pro Tempore who shall perform such duties as the Speaker may assign and shall preside over the House in the absence or incapacity of the Speaker and shall perform all of the duties of the Speaker until such time the Speaker may assume the Chair.

(c) The House shall elect a Principal Clerk, who shall continue in office until another is elected. The Speaker shall appoint a Reading Clerk and a Sergeant-at-Arms, who shall serve at the Speaker's pleasure. The Principal Clerk, Reading Clerk, and Sergeant-at-Arms shall have and perform duties and responsibilities, not inconsistent with these Rules, as the Speaker may assign.

RULE 46. **Assistants to Principal Clerk and Sergeant-at-Arms.** — The Principal Clerk and the Sergeant-at-Arms may appoint, with the approval of the Speaker, such assistants as may be necessary to the efficient discharge of the duties of their respective offices.

RULE 47. **Speaker's Clerk, Chaplain, and Pages.** — (a) The Speaker may appoint one or more clerks to the Speaker, a Chaplain of the House, and pages to wait upon the sessions of the House.

(b) When the House is not in session, the pages shall be under the supervision of the Supervisor of Pages.

(c) No member may have more than 10 persons designated as honorary pages.

RULE 48. **Clerks and Secretaries.** — (a) Each standing committee and permanent subcommittee shall have a clerk. The clerk to a standing committee or permanent subcommittee shall serve as secretary to the Chair of the standing committee or permanent subcommittee.

(b) Each member shall be assigned a secretary, unless the member has a standing committee or permanent subcommittee clerk to serve as secretary.

(c) The selection and retention of clerks and secretaries shall be the sole prerogative of the individual member or members. Such clerks and secretaries shall file initial applications for employment with the Principal Clerk and shall receive compensation as prescribed by the Legislative Services Commission. The employment period of clerks and secretaries shall commence not earlier than the convening date of the General Assembly and shall terminate not later than the final adjournment or recess of the General Assembly unless employment for an extended period is approved by the Speaker. The clerks and secretaries shall adhere to such uniform rules and regulations not inconsistent with these Rules regarding hours and other conditions of employment as the Legislative Services Commission shall fix by appropriate regulations.

RULE 49. **Compensation of Clerks and Secretaries.** — No clerk, laborer, or other person employed or appointed under Rules 47, 48, and 49 hereof shall receive during such employment, appointment, or service, any compensation from any department of the State government, and there shall not be voted, paid or awarded any additional pay, bonus or gratuity to any of them, but they shall receive only the pay now provided by law for such duties and services.

VIII. Privileges of the Hall

RULE 50. **Admittance to Floor.** — No person except members, officers and employees of the General Assembly and former members of the General Assembly who are not registered under the provisions of Article 9 of Chapter 120 of the General Statutes of North Carolina shall be allowed on the floor of the House during its session, unless permitted by the Speaker or otherwise provided by law. Employees of the General Assembly shall wear identification tags, approved by the Legislative Administrative Officer, when on the floor of the House.

RULE 51. **Admittance of Press.** — Reporters wishing to take down debates may be admitted by the Speaker, who shall assign such places to them on the floor or elsewhere, to effect this object, as shall not interfere with the convenience of the House. Reporters admitted to the floor of the House shall observe the same requirements of attire for members contained in Rule 12(h).

RULE 52. **Extending Courtesies.** — Courtesies of the floor, galleries or lobby shall be extended at the discretion of the Speaker and only by the Speaker. Requests by members to extend these courtesies shall

be typewritten and delivered to the Speaker. No member shall orally ask the Speaker to extend these courtesies during the daily session.

RULE 53. **Order in Galleries and Lobby.** — In case of any disturbance or disorderly conduct in the galleries or lobby, the Speaker or other presiding officer is empowered to order the same to be cleared.

IX. General Rules

RULE 54. **Attendance of Members.** — No member or officer of the House shall absent himself from the service of the House without leave, unless from sickness or disability.

RULE 55. **Documents to be Signed by the Speaker.** — All acts, addresses, and resolutions and all warrants and subpoenas issued by order of the House shall be signed by the Speaker or other presiding officer.

RULE 56. **Printing or Reproducing Materials.** — There shall be no printing or reproducing of paper(s) that are not legislative in essence except upon approval of the Speaker.

RULE 57. **Placement or Circulation of Materials.** — Persons other than members of the House shall not place or cause to be placed any materials on members' desks in the House Chamber without obtaining approval of the Speaker. Any material placed on members' desks in the House Chamber, or circulated to House members anywhere in the Legislative Building or the Legislative Office Building, shall bear the name of the originator.

RULE 58. **Rules, Rescission and Alteration.** — (a) These rules shall not be permanently rescinded or altered except by House simple resolution passed by a two-thirds (2/3) vote of the members present and voting. The introducer of the resolution must on the floor of the House give notice of intent to introduce the resolution on the legislative day preceding its introduction.

(b) Except as otherwise provided herein, the House upon two-thirds (2/3) vote of the members present and voting may temporarily suspend any rule.

RULE 59. **Cosponsorship of Bills and Resolutions.** — (a) Any member wishing to cosponsor a bill or resolution which has been introduced may do so by appearing in the office of the Principal Clerk for such purpose within one-half hour following the adjournment of the session during which such bill or resolution was first read and referred.

(b) No member shall permit anyone, other than that member's secretary or clerk, or another member, to have possession of and solicit for bill or resolution cosponsorship, the jacket of a bill or resolution.

RULE 60. **Correcting of Typographical Errors.** — The Legislative Administrative Officer may correct typographical errors appearing in House bills or resolutions provided that such corrections are made before ratification and do not conflict with any actions or rules of the Senate and provided further that such correction be approved by the

Chair of the Standing Committee on Rules, Calendar, and Operations of the House, the Speaker or other presiding officer.

RULE 61. **Assignment of Seats.** — A member who has served in the immediate preceding session may retain the member's seat in the subsequent biennial session. After initial assignment of seats, a member shall continue to occupy the seat to which initially assigned for the entire biennial session. In event of vacancy that member's successor will occupy the seat of the member replaced for the remainder of the biennial session, but such successor shall not be considered as one who has served in the immediate preceding session for the purposes of seat assignment in the subsequent biennial session.

RULE 61.1. **Office Assignments.** — The Chair of the Standing Committee on Rules, Calendar, and Operations of the House shall assign to each member an office space. When available, Chairs of standing committees and permanent subcommittees shall be assigned an office adjacent to the room in which the standing committee or permanent subcommittee generally meets if the Chair so desires. The Speaker shall be assigned an office of his or her choice.

RULE 61.2. **Convening and Assigning Seats in the New House.** — (a) The Principal Clerk of the previous House of Representatives shall convene the House of Representatives at 12:00 noon on the date established by law for the convening of each regular session, and preside over the body until the members elect a Speaker. In the case of a vacancy, inability, or refusal to so serve, the duty shall devolve upon the sergeant-at-arms of the prior House, and in the case of a vacancy in that office, or inability or refusal to so serve, the duty shall devolve upon the reading clerk of the prior House.

(b) It shall be the duty of the Chair of the Standing Committee on Rules, Calendar, and Operations of the House of the prior House to assign seats to the members of the House of Representatives in its Chamber. In the case of a death of the Chair of the Standing Committee on Rules, Calendar, and Operations of the House, or that Chair's inability or refusal to serve, the Speaker of the prior House of Representatives shall appoint a person to assign seats to members of the House of Representatives in its Chamber.

RULE 62. **Matters Not Covered in These Rules.** — Except as herein set out the rules of Mason's *Manual of Legislative Procedure* shall govern the operation of the House.

Sec. 2. This resolution is effective upon adoption.

H.R. 135, A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

Be it resolved by the House of Representatives:

Section 1. The following procedures for nominating and electing nine members of the Board of Governors of The University of North Carolina (hereinafter the "Board of Governors") are adopted:

I. COMMITTEE RESPONSIBILITIES.

1. It is the duty of the Committee on Education of the House of Representatives (hereinafter the "Committee") to conduct a process for nominating and electing persons for each opening in each category of seats on the Board of Governors to which the House of Representatives is to elect members. The Chair of the Committee may refer any of the Committee's responsibilities under this resolution to the Subcommittee on Community Colleges and University Affairs.

2. The Committee shall receive nominations for election to the Board of Governors through February 24, 1993. Each Representative may nominate up to three persons. In order for a person to have standing as a nominee, that person must be formally nominated by a member of the House of Representatives. Only a written nomination on a form provided by the Chair of the Committee for that purpose and received in the office of the Chair of the Committee by 12:00 noon on February 24, 1993, shall constitute a nomination. An individual cannot be a nominee or be nominated in more than one category. An individual is not eligible for nomination if he or she was nominated and not elected to the Board of Governors by the Senate during the 1993 Session.

3. A Representative may nominate persons only for the categories available for election by the House of Representatives. In the 1993 Session, the House of Representatives will elect:

(a) Two members of the political party to which the largest minority of the members of the General Assembly belongs, for four-year terms;

(b) Six at-large members, for four-year terms; and

(c) Due to a vacancy, one woman for the remainder of the unexpired term.

4. On or after February 24, 1993, the Committee shall list all nominees by category. The Committee shall screen the nominees as to their qualifications, experience, opinions, and statutory suitability. The Committee may screen nominees by interviewing, or by soliciting written information, or by both means. On completion of the screening process, the Committee shall prepare a ballot that includes all legally qualified nominees, and members of the Committee shall vote for their preferences in each category.

5. Each nominee's signature on the official nomination form shall confirm that nominee's willingness to serve if elected. Any nominee may withdraw without the approval of the sponsor.

II. ELECTIONS IN THE HOUSE OF REPRESENTATIVES.

1. A ballot shall be prepared under the supervision of the Chair of the Committee for the use of the House of Representatives. The ballot shall include all legally qualified nominees and shall indicate the results of the Committee's votes for the information of the members of the House of Representatives.

2. The names of the nominees shall be arranged on the ballot (a) by category and (b) within each category, ranked in decreasing order by the number of votes received from the members of the Committee, beginning with the nominee who received the highest number of votes.

3. The House of Representatives shall hold its election no later than the beginning of the daily session on March 18, 1993. Before the voting begins, the Speaker of the House of Representatives shall explain the voting rules, which are:

(a) No nomination shall be received from the floor.

(b) In order to be elected, a nominee must receive the votes of a majority of all members present and voting in the nominee's category.

(c) Each member present and voting shall vote for as many nominees as there are positions to be filled in each category.

(d) When a member for a category containing a single position is to be elected and no nominee receives a majority of the votes cast for all the nominees in that category, a runoff shall be conducted between the persons receiving the two highest numbers of votes cast.

(e) When fewer than two nominees in the minority party category, or fewer than six nominees in the at-large category, receive the votes of a majority of all members present and voting for positions in those categories, a runoff to fill the open position or positions shall be conducted among the nominees who were not elected but who received the highest number of votes cast in each category, and the number of nominees eligible to be voted on in the runoff shall be twice the number of positions to be filled.

(f) If there is a tie for the last position between two nominees who are eligible for the next runoff, both nominees shall be included in the next runoff balloting, even though there would be more than two nominees per available position.

(g) When more than two nominees in the minority party category, or more than six nominees in the at-large category, receive the votes of a majority of all members present and voting for positions in those categories, then the two nominees in the minority party category and the six nominees in the at-large category receiving the highest number of votes in the category shall be deemed to have been elected.

4. The members of the House of Representatives shall proceed to vote by roll call for the following:

(a) Two persons in the minority party category for four-year terms;

(b) Six persons in the at-large category for four-year terms; and

(c) One person in the woman category for the remainder of the unexpired term.

5. The Chair of the Committee is responsible for canvassing the vote and declaring the results and may designate members of the Committee to assist.

6. When the Chair of the Committee has determined that the House of Representatives has elected two members from the minority party category and six members from the at-large category to the Board of Governors for terms of four years, and one member from the woman category to the Board of Governors for the remainder of the unexpired term, the Speaker of the House of Representatives shall declare those nine persons to have been elected by the House of Representatives to the indicated positions and for the indicated terms.

7. The results of the election in the House of Representatives shall then be sent by Special Messenger to the Senate.

III. NOTIFICATION OF ELECTION RESULTS.

When the election process is complete, the Chair of the Committee shall notify the Secretary of the Board of Governors of the names of the persons elected by the House of Representatives and the category and term for which each person was elected.

Sec. 2. This resolution is effective upon adoption.

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1993

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Mr. Willis Holding, Jr.
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CONFERENCE COMMITTEE SUBSTITUTE FOR SENATE BILL 14

PCCS S14-CCSLC-7/21, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS FOR (1) CAPITAL IMPROVEMENTS FOR THE UNIVERSITY OF NORTH CAROLINA, (2) GRANTS TO COMMUNITY COLLEGES FOR CAPITAL IMPROVEMENTS, (3) GRANTS, LOANS, AND REVOLVING LOANS TO LOCAL GOVERNMENT UNITS FOR WATER SUPPLY SYSTEMS, WASTEWATER COLLECTION SYSTEMS, WASTEWATER TREATMENT WORKS, AND WATER CONSERVATION PROJECTS, AND (4) CAPITAL IMPROVEMENTS AND LAND ACQUISITION FOR NEW AND EXISTING STATE PARKS AND RECREATION AREAS.

The General Assembly of North Carolina enacts:

Section 1. Short title. This act shall be known and may be cited as the "Education, Clean Water, and Parks Bond Act of 1993".

Sec. 2. Purpose. It is the intent of the General Assembly by this act to provide for the issuance of general obligation bonds of the State, and to provide that the proceeds realized from the sale of the bonds shall be allocated as follows:

(1) Three hundred ten million dollars ($310,000,000) to provide capital improvements for the constituent and affiliated institutions of The University of North Carolina or for the Board of Governors of The University of North Carolina.

(2) Two hundred fifty million dollars ($250,000,000) to provide grants to individual community colleges to finance the costs of community college capital improvements for community colleges in this State.

(3) Forty-five million dollars ($45,000,000) to provide State matching funds required to receive federal wastewater or water supply assistance funds and to provide additional funding for the Clean Water Revolving Loan and Grant Fund established in Chapter 159G of the General Statutes or to provide funding by grants and loans to local government units, and one hundred million dollars ($100,000,000) to provide loans to local government units to finance all or a portion of the cost of construction, improvements, enlargements, extensions, and reconstruction of water supply systems, wastewater collection systems, wastewater treatment works, and water conservation projects.

The funds to be derived from the sale of the Clean Water bonds authorized by this act are sufficient to meet no more than a fraction of the needs which now exist and will arise in the immediate future. For this reason, although public necessity and the criteria established by Chapter 159G of the General Statutes shall be the primary consideration in granting and loaning funds, great emphasis shall also be placed on the creation of efficient systems of regional wastewater disposal and regional water supply, and on the willingness and ability of local government units to meet their responsibilities through sound fiscal policies, creative planning, and efficient operation and management.

(4) Thirty-five million dollars ($35,000,000) to provide capital improvements in the form of repairs, renovations, new construction, and land acquisition for existing State parks and recreation areas.

Sec. 3. Definitions. As used in this act, unless the context otherwise requires:

(1) "Bonds" means bonds issued under this act.

(2) "Clean Water Revolving Loan and Grant Act" means Chapter 796 of the 1987 Session Laws, as the same may be amended from time to time, codified as Chapter 159G of the General Statutes.

(3) "Clean Water Revolving Loan and Grant Fund" means the Clean Water Revolving Loan and Grant Fund as defined in the Clean Water Revolving Loan and Grant Act.

(4) "Cost" means, without intending thereby to limit or restrict any proper definition of this term in financing the cost of facilities or purposes authorized by this act:

a. The cost of constructing, reconstructing, enlarging, acquiring, and improving facilities, and acquiring equipment and land therefor,

b. The cost of engineering, architectural, and other consulting services as may be required,

c. Administrative expenses and charges,

d. Finance charges and interest prior to and during construction and, if deemed advisable by the State Treasurer, for a period not exceeding two years after the estimated date of completion of construction,

e. The cost of bond insurance, investment contracts, credit enhancement and liquidity facilities, interest-rate swap agreements or other derivative products, financial and legal consultants, and related costs of bond and note issuance, to the extent and as determined by the State Treasurer,

f. The cost of reimbursing the State for any payments made for any cost described above, and

g. Any other costs and expenses necessary or incidental to the purposes of this act.

Allocations in this act of proceeds of bonds to the costs of a project or undertaking in each case may include allocations to pay the costs set forth in items c., d., e., f., and g. in connection with the issuance of bonds for the project or undertaking.

(5) "Credit facility" means an agreement entered into by the State Treasurer on behalf of the State with a bank, savings and loan association, or other banking institution, an insurance company, reinsurance company, surety company, or other insurance institution, a corporation, investment banking firm, or other investment institution, or any financial institution or other similar provider of a credit facility, which provider may be located within or without the United States of America, such agreement providing for prompt payment of all or any part of the principal or purchase price (whether at maturity, presentment or tender for purchase, redemption or acceleration), redemption premium, if any, and interest on any bonds or notes payable on demand or tender by the owner, in consideration of the State agreeing to repay the provider of the credit facility in accordance with the terms and provisions of such agreement.

(6) "Local government units" means local government units as defined in the Clean Water Revolving Loan and Grant Act.

(7) "Notes" means notes issued under this act.

(8) "Par formula" means any provision or formula adopted by the State to provide for the adjustment, from time to time, of the interest rate or rates borne by any bonds or notes, including:

a. A provision providing for such adjustment so that the purchase price of such bonds or notes in the open market would be as close to par as possible,

b. A provision providing for such adjustment based upon a percentage or percentages of a prime rate or base rate, which percentage or percentages may vary or be applied for different periods of time, or

c. Such other provision as the State Treasurer may determine to be consistent with this act and will not materially and adversely affect the financial position of the State and the marketing of bonds or notes at a reasonable interest cost to the State.

(9) "State" means the State of North Carolina.

(10) "Wastewater collection systems" means wastewater collection systems as defined in the Clean Water Revolving Loan and Grant Act.

(11) "Wastewater treatment works" means wastewater treatment works as defined in the Clean Water Revolving Loan and Grant Act.

(12) "Water conservation projects" include but are not limited to any construction, repair, renovation, expansion, replacement of components, or other capital improvement, including related equipment and land acquisition, designed to:

a. Eliminate the wasteful or unnecessary use or loss of water in the operations of a wastewater collection system, wastewater treatment works, or water supply system; or

b. Enhance the operation of a wastewater collection system, wastewater treatment works, or water supply system to provide a more efficient use of water.

(13) "Water Pollution Control Revolving Fund" means the fund described by G.S. 159G-4(a) and G.S. 159G-5(c).

(14) "Water supply systems" means water supply systems as defined in the Clean Water Revolving Loan and Grant Act.

Sec. 4. Authorization of bonds and notes. (a) University Improvement Bonds. Subject to a favorable vote of a majority of the qualified voters of the State who vote on the question of issuing University Improvement Bonds in the election held as provided in this act, the State Treasurer is authorized, by and with the consent of the Council of State, to issue and sell, at one time or from time to time, general obligation bonds of the State to be designated "State of North Carolina University Improvement Bonds", with any additional designations as may be determined to indicate the issuance of bonds from time to time, or notes of the State as provided in this act, in the aggregate principal amount not exceeding three hundred ten million dollars ($310,000,000) for the purposes authorized in this act.

(b) Community College Bonds. Subject to a favorable vote of a majority of the qualified voters of the State who vote on the question of issuing Community College Bonds in the election held as provided in this act, the State Treasurer is authorized, by and with the consent of the Council of State, to issue and sell, at one time or from time to time, general obligation bonds of the State to be designated "State of North Carolina Community College Bonds", with any additional designations as may be determined to indicate the issuance of bonds from time to time, or notes of the State as provided in this act, in the aggregate

principal amount not exceeding two hundred fifty million dollars ($250,000,000) for the purposes authorized in this act.

(c) Clean Water Bonds. Subject to a favorable vote of a majority of the qualified voters of the State who vote on the question of issuing Clean Water Bonds in the election called and held as provided in this act, the State Treasurer is hereby authorized, by and with the consent of the Council of State, to issue and sell, at one time or from time to time, general obligation bonds of the State to be designated "State of North Carolina Clean Water Bonds", with any additional designations as may be determined to indicate the issuance of bonds from time to time, or notes of the State as provided in this act, in an aggregate principal amount not exceeding one hundred forty-five million dollars ($145,000,000) for the purpose of providing funds, with any other available funds, for the purposes authorized in this act.

(d) State Parks Bonds. Subject to a favorable vote of a majority of the qualified voters of the State who vote on the question of issuing State Parks Bonds in the election called and held as provided in this act, the State Treasurer is hereby authorized, by and with the consent of the Council of State, to issue and sell, at one time or from time to time, general obligation bonds of the State to be designated "State of North Carolina State Parks Bonds", with any additional designations as may be determined to indicate the issuance of bonds from time to time, or notes of the State as provided in this act, in the aggregate principal amount not exceeding thirty-five million dollars ($35,000,000) for the purposes authorized in this act.

Sec. 5. Uses of bond and note proceeds. (a) University Improvement Bonds. The proceeds of University Improvement Bonds and notes shall be used for the purpose of (i) paying the cost of capital improvements for the constituent or affiliated institutions of The University of North Carolina, under the supervision of the Board of Governors of The University of North Carolina, including, without limitation, construction and renovation of classroom buildings, laboratory buildings, research facilities, libraries, physical education facilities, continuing education centers, student cafeteria and activity facilities, including sports facilities, administrative office buildings, and land acquisition, (ii) paying the cost of capital improvements for the North Carolina Center for Public Television under the Board of Governors of The University of North Carolina, and (iii) making grants to nonprofit corporations and public agencies to provide capital improvements for Area Health Education Centers. Grants made to provide capital improvements for Area Health Education Centers shall be made only to nonprofit corporations and public agencies. The rules and regulations and agreements governing the Area Health Education Center Program shall contain provisions necessary to assure that the proceeds of the bonds or notes are applied for the accomplishment of public purposes only within the meaning of Article V, Section 2 of the North Carolina Constitution,

including, without limitation, provisions to assure that the grant moneys are applied to the payment of the cost of capital improvements used in connection with the Area Health Education Center Program and further shall contain provisions to assure compliance with G.S. 143-6.1. The buildings constructed using the proceeds of the bonds, other than any buildings constructed with Area Health Education Centers Construction Grants, may be constructed only after consideration of the energy design guidelines developed by the Energy Division of the Department of Commerce.

Any additional moneys that may be received by means of a grant or grants from the United States of America or any agency or department thereof or from any other source to aid in financing the cost of any university improvements authorized by this act may be placed by the State Treasurer in the University Improvement Bonds Fund or in a separate account or fund and shall be disbursed, to the extent permitted by the terms of the grant or grants, without regard to any limitations imposed by this act.

The proceeds of University Improvement Bonds and notes may be used with any other moneys made available by the General Assembly for the making of university improvements, including the proceeds of any other State bond issues, whether heretofore made available or which may be made available at the session of the General Assembly at which this act is ratified or any subsequent sessions. The proceeds of University Improvement Bonds and notes shall be expended and disbursed under the direction and supervision of the Director of the Budget. The funds provided by this act for university improvements shall be disbursed for the purposes provided in this act upon warrants drawn on the State Treasurer by the State Controller, which warrants shall not be drawn until requisition has been approved by the Director of the Budget and which requisition shall be approved only after full compliance with the Executive Budget Act, Article 1 of Chapter 143 of the General Statutes.

The Board of Governors of The University of North Carolina shall provide quarterly reports to the Joint Legislative Commission on Governmental Operations, the chairs of the Senate and House of Representatives Appropriations Committees, and the Fiscal Research Division on the expenditure of moneys from the University Improvement Bonds Fund.

(b) Community College Bonds. The proceeds of Community College Bonds and notes shall be used for the purpose of making grants to community colleges, as defined in Chapter 115D of the General Statutes, the proceeds of the grants to be allocated and expended for paying the cost of Community College capital improvements, including, without limitation, construction and renovation of classroom buildings, laboratory buildings, research facilities, libraries, physical education facilities, continuing education centers, student cafeteria and activity

facilities, including sports facilities, administrative office buildings, and related equipment and land acquisition. The buildings constructed using the proceeds of the bonds may be constructed only after consideration of the energy design guidelines developed by the Energy Division of the Department of Commerce.

Any additional moneys which may be received by means of a grant or grants from the United States of America or any agency or department thereof or from any other source to aid in financing the cost of any Community College grants authorized by this act may be placed by the State Treasurer in the Community College Bonds Fund or in a separate account or fund and shall be disbursed, to the extent permitted by the terms of the grant or grants, without regard to any limitations imposed by this act.

The proceeds of Community College Bonds and notes may be used with any other moneys made available by the General Assembly for the making of Community College grants, including the proceeds of any other State bond issues, whether heretofore made available or which may be made available at the session of the General Assembly at which this act is ratified or any subsequent sessions. The proceeds of Community College Bonds and notes shall be expended and disbursed under the direction and supervision of the Director of the Budget. The funds provided by this act for Community College improvements shall be disbursed for the purposes provided in this act upon warrants drawn on the State Treasurer by the State Controller, which warrants shall not be drawn until requisition has been approved by the Director of the Budget and which requisition shall be approved only after full compliance with the Executive Budget Act, Article 1 of Chapter 143 of the General Statutes.

The State Board of Community Colleges shall provide quarterly reports to the Joint Legislative Commission on Governmental Operations, the chairs of the Senate and House of Representatives Appropriations Committees, and the Fiscal Research Division on the expenditure of moneys from the Community College Bonds Fund.

(c) Clean Water Bonds. The proceeds of Clean Water Bonds and notes shall be used for the purpose of making loans and grants to local governments as follows:

(1) The proceeds of forty-five million dollars ($45,000,000) of Clean Water Bonds shall be used and allocated for the same purposes for which funds in the Clean Water Revolving Loan and Grant Fund may be used including, without limitation, to provide funds to be used to make revolving loans and grants to local government units. The revolving loans and grants shall be made for the purpose of paying the cost of water supply systems, wastewater collection systems, and wastewater treatment works.

The first priority for use of these proceeds shall be to provide State funds necessary for the 1993-95 fiscal biennium to match the federal wastewater or water supply assistance funds, deposited in the Clean Water Pollution Control Revolving Fund or another fund, that are available from year to year, unless the General Assembly has provided other funds for this purpose, in which event this priority shall cease to exist to the extent of the availability of those other funds. For the purpose of implementing this priority, the Department of Environment, Health, and Natural Resources shall certify to the State Treasurer the amount of funds required for the State match for each of the fiscal years ending June 30, 1994, and June 30, 1995, and the extent to which the General Assembly has provided other funds for this purpose. Upon certification to the State Treasurer of the amount of funds required for the State match for the fiscal year ending June 30, 1994, the State may issue up to twenty-two million five hundred thousand dollars ($22,500,000) of Clean Water Bonds authorized by this subdivision for the purpose of funding the State match for that fiscal year and for any other purposes authorized by this subdivision. Upon certification to the State Treasurer of the amount of funds required for the State match for the fiscal year ending June 30, 1995, the State may issue the remaining balance of Clean Water Bonds authorized by this subdivision for the purpose of funding the State match for that fiscal year and for any other purposes authorized by this subdivision. The proceeds of the bonds necessary for the State match for each fiscal year shall be deposited in the Clean Water Pollution Control Revolving Fund or any other fund or account determined by the State Treasurer.

The proceeds may be (i) transferred directly to the Clean Water Revolving Loan and Grant Fund to make revolving loans or grants, (ii) used to make revolving loans or grants directly to the appropriate local government qualifying for a revolving loan or grant from the Clean Water Revolving Loan and Grant Fund, (iii) used for any combination of (i) and (ii), or (iv) used in such other manner as shall effectuate the purposes of this act. Although public necessity and the criteria established by Chapter 159G of the General Statutes shall be the primary consideration in granting and loaning funds, great emphasis shall be placed on the creation of efficient systems of regional wastewater disposal and regional water supply, and on the willingness and ability of local government

units to meet their responsibilities through sound fiscal policies, creative planning, and efficient operation and management. Loans and grants made from bond proceeds transferred from the Clean Water Bonds Fund to the Clean Water Revolving Loan and Grant Fund shall be made and administered in accordance with the provisions of the Clean Water Revolving Loan and Grant Act. Loans and grants made from bond proceeds directly to local government units and any loan repayments shall, to the extent applicable, be made, administered, and applied in accordance with the provisions of the Clean Water Revolving Loan and Grant Act. Repayments of any direct loans may be initially placed into any fund or account as may be determined by the State Treasurer for the purpose of determining compliance with the applicable requirements of the federal tax law and shall be expended and disbursed therefrom under the direction and supervision of the Director of the Budget.

(2) The proceeds of one hundred million dollars ($100,000,000) of Clean Water Bonds shall be used for the purpose of making loans to local government units to pay the cost of water supply systems, water conservation projects, wastewater collection systems, and wastewater treatment works. Sixty-nine percent (69%) of the proceeds of the bonds and notes shall be allocated for loans to local government units for wastewater collection systems and wastewater treatment works. Thirty-one percent (31%) of the proceeds of the bonds and notes shall be allocated for loans to local government units for water supply systems and water conservation projects.

The proceeds shall be used to make loans directly to local government units qualifying for a loan from the Clean Water Revolving Loan and Grant Fund or loaned in such other manner as shall effectuate the purposes of this act. To qualify for a loan from the Clean Water Bonds Fund for the purpose of paying the cost of water supply systems, a local government unit must have a water supply facility plan approved by the Department of Environment, Health, and Natural Resources. A water supply facility plan submitted by a local government unit to the Department under G.S. 143-355(l) will be sufficient to meet this requirement. To qualify for a loan from the Clean Water Bonds Fund for the purpose of paying the cost of wastewater collection systems or wastewater treatment works, a local government unit must have a wastewater facility plan approved by the Department of Environment, Health,

and Natural Resources. A wastewater facility plan must project future wastewater treatment needs, must present a long-range plan to meet those needs, and must include plans for system operations and maintenance of the facilities being built with the bond proceeds.

The Department of Environment, Health, and Natural Resources shall set the priorities and determine the eligibility of local government units for these loans in accordance with Section 10 of this act. The form of the loans and the details thereof including, without limitation, the maturity, interest rate, and amortization schedule, shall be determined, from time to time, by the State Treasurer. In making these determinations, the State Treasurer shall consider the purpose of the loans, the ability of local government units to repay the loans, and the security for the loans. The interest rates on these loans shall reflect the self-supporting nature of the loan program and shall be sufficient to cover substantially all payments of debt service on the one hundred million dollars ($100,000,000) of Clean Water Bonds and the issuance costs and administrative expenses associated with the issuance of these bonds and the making of these loans, subject to any applicable requirements of the federal tax law.

Repayments of the loans shall be credited to the General Fund and may be used to pay, directly or indirectly, debt service on the bonds and notes issued. Repayments may be initially placed into such fund or account as may be determined by the State Treasurer for the purpose of determining compliance with applicable requirements of the federal tax law and shall be expended and disbursed therefrom under the direction and supervision of the Director of the Budget.

Any additional moneys which may be received by means of a grant or grants from the United States of America or any agency or department thereof or from any other source for deposit to the Clean Water Bonds Fund may be placed in the Clean Water Bonds Fund or in a separate account or fund and shall be disbursed, to the extent permitted by the terms of the grant or grants, without regard to any limitations imposed by this act.

The proceeds of bonds and notes may be used with any other moneys made available by the General Assembly for making grants and loans authorized by this act, including the proceeds of any other State bond issues, whether heretofore made available or which may be made available at the session of the General Assembly at which this act is ratified or any subsequent sessions. The proceeds of bonds and notes shall be expended and disbursed under the direction and supervision of

the Director of the Budget. The funds provided by this act shall be disbursed for the purposes provided in this act upon warrants drawn on the State Treasurer by the State Controller, which warrants shall not be drawn until requisition has been approved by the Director of the Budget and which requisition shall be approved only after full compliance with the Executive Budget Act, Article 1 of Chapter 143 of the General Statutes.

(d) State Parks Bonds. The proceeds of State Parks Bonds and notes shall be used for the purpose of paying the cost of capital improvements for new and existing State parks and recreation areas including, without limitation, land acquisition and the repair, renovation, and construction of visitors' centers, parking lots and access roads, dams, picnic areas, ranger residences, tent and trailer campsites, boat and canoe launching areas, rental cabins, boathouses, swimming facilities, trails, exhibits, storage buildings, water and wastewater systems, electrical systems, and underground fuel tanks. No more than thirty percent (30%) of the proceeds of the State Parks Bonds and notes for land acquisition may be used, however, for land acquisition.

Any additional moneys which may be received by means of a grant or grants from the United States of America or any agency or department thereof or from any other source for deposit to the State Parks Bonds Fund may be placed in the State Parks Bonds Fund or in a separate account or fund and shall be disbursed, to the extent permitted by the terms of the grant or grants, without regard to any limitations imposed by this act.

The proceeds of bonds and notes may be used with any other moneys made available by the General Assembly for the cost of State parks and recreation facilities including the proceeds of any other State bond issues, whether heretofore made available or which may be made available at the session of the General Assembly at which this act is ratified or any subsequent sessions. The proceeds of bonds and notes shall be expended and disbursed under the direction and supervision of the Director of the Budget. The funds provided by this act shall be disbursed for the purposes provided in this act upon warrants drawn on the State Treasurer by the State Controller, which warrants shall not be drawn until requisition has been approved by the Director of the Budget and which requisition shall be approved only after full compliance with the Executive Budget Act, Article 1 of Chapter 143 of the General Statutes.

Sec. 6. Allocation of proceeds. (a) University Improvement Bonds. The proceeds of University Improvement Bonds and notes, including premium thereon, if any, except the proceeds of bonds the issuance of which has been anticipated by bond anticipation notes or the proceeds of refunding bonds or notes, shall be placed by the State Treasurer in a special fund to be designated "University Improvement Bonds Fund". Moneys in the University Improvement Bonds Fund

shall be used for the purposes set forth in this act. The proceeds of University Improvement Bonds and notes shall be allocated and expended for paying the cost of university capital improvements, to the extent and as provided in this act and subject to change as provided in this act, as follows:

Constituent or Affiliated Institution or Board of Governors Capital Improvement	Projected Allocation
Appalachian State University	
Academic Support Services Building	$ 8,794,900
Science/Mathematics Complex, Phase I	15,000,000
East Carolina University	
Addition to Joyner Library	28,900,000
Land	5,000,000
Elizabeth City State University	
Fine Arts and Mass Communications Building	6,432,600
Fayetteville State University	
Residence Hall Renovations	9,479,600
North Carolina A & T State University	
School of Technology Classroom/Laboratory Building	7,961,900
Renovation of Bluford Library Building	5,051,400
North Carolina Central University	
Conversion of Women's Gymnasium in Support of Academic Programs	1,970,900
Chidley Hall Complex	9,018,300
North Carolina School of the Arts	
School of Filmmaking Production Facility	6,999,200
North Carolina State University at Raleigh	
Engineering Graduate Research Center	34,918,200
Agricultural Communications Building	4,484,900
Agricultural Programs – Laboratory Animal Facilities	4,484,100
Pembroke State University	
New Administrative Office Building	5,723,300
Repairs and Renovations to Business Administration Building	422,700
The University of North Carolina at Asheville	
Conference Center	3,974,400
Physical Education Building (Health Promotion)	5,475,600
The North Carolina Arboretum	2,500,000

The University of North Carolina at Chapel Hill	
New Building, School of Business Administration	13,490,900
Addition to Lineberger Cancer Research Center	8,119,900
Carolina Living and Learning Center for Autistic Adults, Phase II	1,190,400
Addition to School of Dentistry	8,887,100
Area Health Education Centers – Construction Grants	3,370,800
The University of North Carolina at Charlotte	
Classroom and Academic Support Facility	22,610,400
The University of North Carolina at Greensboro	
New Music Building	23,357,000
The University of North Carolina at Wilmington	
Physical Sciences Building and Renovation of DeLoach Hall	18,522,900
Construct West Wing of Bear Hall and Renovate West End of Bear Hall	992,050
Western Carolina University	
Completion of Belk Building and Asbestos Removal	3,280,200
Renovate Moore Hall, Phase II	2,043,900
Renovate Camp Lab School	1,896,500
Renovate Reid Gym	2,379,400
Winston-Salem State University	
Student Services/Cafeteria/Student Union Complex	6,073,350
Renovations to O'Kelly Library	1,119,500
North Carolina School of Science and Mathematics	
Educational Technologies Center and Auditorium	8,073,700
Board of Governors	
Other Critical Needs	12,000,000
UNC Center for Public Television	
Improvements to Facilities	6,000,000
TOTAL	$310,000,000

Projected allocations set forth above may be adjusted to reflect the availability of other funds.

The Board of Governors of The University of North Carolina shall allocate the funds designated above for "other critical needs" for specific projects, within the general purposes authorized for University Improvement Bonds and notes by this act, and within the aggregate amount of funds available under this section, after considering relative needs at all sixteen campuses.

The Director of the Budget is empowered, when the Director of the Budget determines it is in the best interest of the State and The

University of North Carolina to do so, and if the cost of a particular project is less than the projected allocation, to use the excess funds to increase the size of that project or increase the size of any other project itemized in this section, or to increase the amount allocated to a particular institution or the Board of Governors within the aggregate amount of funds available under this section. The Director of the Budget may consult with the Advisory Budget Commission and the Joint Legislative Commission on Governmental Operations before making these changes. In addition, the particular capital improvements and the amount of the projected allocation therefor set forth above may be changed from time to time as the General Assembly may decide. The provisions of G.S. 116-11(9) with respect to appropriations to the Board of Governors of The University of North Carolina shall not apply to proceeds of University Improvements Bonds and notes issued pursuant to the provisions of this act.

Allocations to the costs of a capital improvement or undertaking in each case may include allocations to pay the costs set forth in Section 3(4)c., d., e., f., and g. of this act in connection with the issuance of bonds for that capital improvement or undertaking.

(b) Community College Bonds. The proceeds of Community College Bonds and notes, including premium thereon, if any, except the proceeds of bonds the issuance of which has been anticipated by bond anticipation notes or the proceeds of refunding bonds or notes, shall be placed by the State Treasurer in a special fund to be designated "Community College Bonds Fund" and shall be disbursed as provided in this act. Moneys in the Community College Bonds Fund shall be used for making grants to community colleges, as set forth in this act.

I. The proceeds of grants made from the proceeds of two hundred twenty-six million one hundred thousand dollars ($226,100,000) Community College Bonds and notes shall be allocated and expended for paying the cost of community college capital improvements, to the extent and as provided in this act and subject to change as provided in this act, as follows:

COLLEGE	PROJECTED CAPITAL IMPROVEMENT	ALLOCATION
Alamance CC	Phase III - LRC Expansion	$3,309,855
Anson CC	Advanced Technology Center	2,998,465
Union Cty.	Advanced Technology Center	2,500,000
Asheville-Buncombe TCC	Classroom/Lab/Office Building	5,000,000
Beaufort County CC	Student Services Center	2,900,000
Bladen CC	Allied Health Care Center	1,015,472
Blue Ridge CC	Allied Health Building	5,000,000
Transylvania Cty.	Classroom/Office Bldg.	502,225

Brunswick CC	Allied Health/Classroom	4,000,000
Caldwell CC & TI	Classroom/Lab Building	6,100,000
Watauga Cty.	Classroom/Lab Bldg.	2,261,539
Cape Fear CC	Health Sciences Building	7,340,485
Pender Cty.	Classroom Building	690,212
Carteret CC	Classroom/Student Center	2,437,904
Catawba Valley CC	Physical Ed./Classroom Bldg.	5,586,218
Central Carolina CC	Classroom Building	2,000,000
Chatham Cty.	Classroom Building	2,000,000
Harnett Cty.	Classroom Building	1,000,000
Central Piedmont CC	Science Labs Expansion	3,950,000
Cleveland CC	Advanced Technology Building	2,213,022
Coastal Carolina CC	Public Service Technology Bldg.	3,000,000
College of the Albemarle	Classroom/Administration Bldg.	3,215,924
Dare Cty.	Class/Lab/Student Services Bldg.	1,500,000
Craven CC	Academic Studies/Basic Skills Bldg.	2,790,276
Davidson County CC	Advanced Technology Building	3,875,000
Davie Cty.	Class/Lab/Instructional Support Bldg.	1,980,000
Durham TCC	Classroom/Office Building	5,800,000
Edgecombe CC	Class/Lab Addition–Rocky Mount	1,200,000
Fayetteville TCC	Health & Science Facility	6,000,000
Forsyth TCC	Class/Lab/Admin. – East Campus	7,900,000
Gaston College	Work Force Preparedness Center	5,860,000
Guilford TCC	Applied Technology Building	7,740,000
Halifax CC	Literacy Ed/Science Building	2,008,592
Haywood CC	Classroom Building	1,100,000
Isothermal CC	Cultural Arts Center	5,444,444
Polk Cty.	Classrooms/Labs Addition	358,686
James Sprunt CC	Multi–Purpose Center	3,708,406
Johnston CC	Allied Health Building	3,000,000

Lenoir CC	Classroom/Auditorium Building	3,326,348
Greene Cty.	New Instructional Facility	1,500,000
Jones Cty.	New Vocational Annex	100,000
Martin CC	Equine Arena	577,553
Bertie Cty.	Class/Lab/Office Building	250,000
Mayland CC	Shop/Student Lecture Hall	4,037,566
McDowell TCC	Classroom Building	1,900,000
Mitchell CC	Renovate Main Building	2,200,000
Montgomery CC	LRC Building	2,592,709
Nash CC	LRC/Student Center	4,409,179
Pamlico CC	Multi-Purpose Class/Office Bldg.	1,164,959
Piedmont CC	Classroom/Faculty Office Bldg.	459,815
Caswell Cty.	Adult Learning Center	1,300,000
Pitt CC	Student Services Building	4,500,000
Randolph CC	Allied Hlth/Science & Tech Center	2,816,878
Richmond CC	Fine Arts Ctr/Auditorium	2,251,414
Roanoke-Chowan CC	Classroom/Student Support Center	2,549,087
Robeson CC	Teaching Theaters/Allied Hlth Classroom	1,430,228
Rockingham CC	Multi-Purpose Building	2,700,000
Rowan-Cabarrus CC	Engineering Building	4,200,000
Cabarrus Cty.	Classroom Building	1,573,312
Sampson CC	Multi-Purpose Building	2,500,000
Sandhills CC	Cont. Ed. Center/Classrooms	4,800,000
Hoke Cty.	Renovate Classrooms	300,000
Southeastern CC	Nursing/Allied Health Building	1,309,400
Southwestern CC	General Classroom Building	2,000,000
Macon Cty.	Region Law Enf. Defensive Dr. Course	300,000
Swain Cty.	Class/Lab/Office Bldg.	900,000
Stanly CC	Learning Resource Center	2,341,210
Surry CC	Health/Day Care/Library Building	4,054,417
Tri-County CC	Student Services Ctr./Classroom Bldg.	1,123,010
Graham Cty.	Class/Lab/Study Bldg.	480,000

Vance–Granville CC	Allied Health/Day Care/Classroom Bldg.	2,127,400
Franklin Cty.	Class/Lab/Office Building	1,500,000
Granville Cty.	Additional Classrooms	377,500
Warren Cty.	Campus Renovations	212,500
Wake TCC	Student Education Bldg.	11,000,000
Wayne CC	Student & Telecommunications Bldg.	6,328,622
Western Piedmont CC	Class/Office Bldg. (Bus. Tech.)	3,420,168
Wilkes CC	LRC–Student Development	4,700,000
Ashe Cty.	Classroom Building	200,000
Wilson TCC	Multi–Purpose Building	1,000,000
TOTAL		$226,100,000

Projected allocations set forth above may be adjusted to reflect the availability of other funds. The Board of Trustees of an individual community college may change the projects or allocations for that college, but not for a satellite campus, within the total amount of funds allocated for that college; the Board of Trustees may not, however, change, reduce, or eliminate a project or an allocation at a satellite campus of the community college.

The Director of the Budget is empowered, when the Director of the Budget determines it is in the best interest of the State and the North Carolina Community College System to do so, and if the cost of a particular project is less than the projected allocation, to use the excess funds to increase the size of that project or increase the size of any other project itemized in this section, or to increase the amount allocated to a particular community college within the aggregate amount of funds available under this section. The Director of the Budget may consult with the Advisory Budget Commission and the Joint Legislative Commission on Governmental Operations before making these changes. In addition, the particular capital improvements and the amount of the projected allocation therefor set forth above may be changed from time to time as the General Assembly may decide.

II. The proceeds of grants made from the proceeds of twenty–three million nine hundred thousand dollars ($23,900,000) Community College Bonds and notes shall be allocated and expended for particular projects to be determined as hereinafter provided. The proceeds of twenty–three million nine hundred thousand dollars ($23,900,000) Community College Bonds or notes shall not be issued and no proceeds of twenty–three million nine hundred thousand dollars ($23,900,000) Community College Bonds or notes shall be allocated for the purposes provided in this act, however, until the General Assembly authorizes

the issuance of some or all of these Community College Bonds or notes and appropriates the proceeds of these bonds and notes for specific projects within these purposes by separate legislative action in addition to this act in 1994 or at any subsequent session.

It is the intent of the General Assembly to appropriate the proceeds of the bonds and notes in 1994 or at a subsequent session based on consideration of the recommendations of the Legislative Study Commission on Community College Capital Needs in its report to be submitted to the General Assembly by April 1994 as provided in Section 11 of this act. Actual appropriations by the General Assembly in 1994 or at a subsequent session may be made without regard to the expressed intentions set forth above.

Nothing in this act or as a result of the approval of the bonds at the election provided for in this act restricts the right of the General Assembly, in addition to the right to specify the projects and the allocations therefor, in 1994 or at a subsequent session to:

(1) Establish a procedure whereby projected allocations set forth in subsequent legislation may be increased or decreased to reflect the availability of other funds, including, without limitation, contingency funds, income earned on the investment of bond and notes proceeds, and the proceeds of grants.

(2) Establish a contingency account and provide for an allocation of bond proceeds thereto. The funds in the contingency account may be used to pay the cost of projects, the costs of issuance of bonds and notes, and increased project costs resulting from construction costs exceeding projections, inflationary factors, and changes in projects and allocations. The funds allocated to the contingency account shall be placed by the State Treasurer in a separate account in the Community College Bonds Fund and shall be disbursed in accordance with the procedures established for disbursements from the Community College Bonds Fund.

(3) Empower the Director of the Budget, when the Director determines it is in the best interest of the State and the Community College System to do so, and if the cost of a particular project is less than the projected allocation, to use the excess funds to increase the size of that project or increase the size of any other project authorized by the General Assembly.

III. Allocations to the costs of a capital improvement or undertaking in each case may include allocations to pay the costs set forth in Section 3(4)c., d., e., f., and g. of this act in connection with the issuance of bonds for that capital improvement or undertaking. The matching requirements of G.S. 115D-31(a)(1) apply to the proceeds

of Community College Bonds and notes used to make grants to community colleges.

(c) Clean Water Bonds. The proceeds of Clean Water Bonds and notes, including premium thereon, if any, except the proceeds of bonds the issuance of which has been anticipated by bond anticipation notes or the proceeds of refunding bonds or notes, shall be placed by the State Treasurer in a special fund to be designated "Clean Water Bonds Fund", which may include such appropriate special accounts therein as may be determined by the State Treasurer, and shall be disbursed as provided in this act. Moneys in the Clean Water Bonds Fund shall be allocated and expended as provided in this act.

(d) State Parks Bonds. The proceeds of State Parks Bonds and notes, including premium thereon, if any, except the proceeds of bonds the issuance of which has been anticipated by bond anticipation notes or the proceeds of refunding bonds or notes, shall be placed by the State Treasurer in a special fund to be designated "State Parks Bonds Fund", which may include such appropriate special accounts therein as may be determined by the State Treasurer, and shall be disbursed as provided in this act. Moneys in the State Parks Bonds Fund shall be used for the purposes set forth in this act, and the particular projects within such purposes to be financed in whole or in part from the proceeds shall be determined as hereinafter provided.

No State Parks Bonds or notes shall be issued and no proceeds of State Parks Bonds and notes shall be allocated for the purposes provided in this act, however, until the General Assembly authorizes issuance of some or all of State Parks Bonds and notes and appropriates the proceeds of the bonds and notes for specific projects within these purposes by separate legislative action in addition to this act in 1993 or at any subsequent session. The General Assembly shall appropriate no more than thirty percent (30%) of the proceeds of the bonds and notes for land acquisition.

It is the intent of the General Assembly to appropriate the proceeds of the bonds and notes in 1994 or at a subsequent session based on the recommendations of the Department of Environment, Health, and Natural Resources in its State parks capital improvement and land acquisition plan to be submitted to the General Assembly by May 1994 as provided in Section 11 of this act. Actual appropriations by the General Assembly in 1993 or at a subsequent session may be made without regard to the expressed intentions set forth above.

Nothing in this act or as a result of the approval of the bonds at the election provided for in this act restricts the right of the General Assembly in 1993 or at a subsequent session to:

(1) Establish a procedure whereby projected allocations set forth in subsequent legislation may be increased or decreased to reflect the availability of other funds, including, without limitation, contingency funds, income earned on

the investment of bonds and notes proceeds, and the proceeds of grants.

(2) Establish a contingency account and provide for an allocation of bond proceeds thereto. The funds in the contingency account may be used to pay the cost of projects, the costs of issuance of bonds and notes, and increased project costs resulting from construction costs exceeding projections, inflationary factors, and changes in projects and allocations. The funds allocated to the contingency account shall be placed by the State Treasurer in a separate account in the State Parks Bonds Fund and shall be disbursed in accordance with the procedures established for disbursements from the State Parks Bonds Fund.

(3) Empower the Director of the Budget, when the Director determines it is in the best interest of the State and the State Parks System to do so, and if the cost of a particular project is less than the projected allocation, to use the excess funds to increase the size of that project or increase the size of any other project itemized by the General Assembly, or to increase the amount allocated to a particular project within the aggregate amount of funds available under this section; the Director of the Budget having the right to consult with the Advisory Budget Commission and the Joint Legislative Commission on Governmental Operations.

(4) Provide that to the extent that funds are not required to be expended for the specific projects identified by the General Assembly, allocations may be used for capital outlay projects at any State park as replacement projects, but no such funds may be used for operating expenditures.

Allocations to the costs of a capital improvement or undertaking in each case may include allocations to pay the costs set forth in Section 3(4)c., d., e., f., and g. of this act in connection with the issuance of bonds for that capital improvement or undertaking.

Sec. 7. Election. The questions of the issuance of the bonds authorized by this act shall be submitted to the qualified voters of the State at an election to be held on the first Tuesday after the first Monday of November 1993. Any other primary, election, or referendum validly called or scheduled by law at the time the election on the bond questions provided for in this section is held, may be held as called or scheduled. Notice of the election on the bond questions shall be given by publication twice in a newspaper or newspapers having general circulation in each county in the State, and the election and the registration of voters therefor shall be held under and in accordance with the general laws of the State. Absentee ballots shall be authorized in the election.

The State Board of Elections shall reimburse the counties of the State for all necessary expenses incurred in holding the election that are in addition to those that would have otherwise been incurred, the same to be paid out of the Contingency and Emergency Fund or other funds available to the State Board of Elections.

Voting machines, ballots, or both may be used in accordance with rules prescribed by the State Board of Elections. The bond questions to be used in the voting machines and ballots shall be in substantially the following forms:

"[ ] FOR the issuance of three hundred ten million dollars ($310,000,000) State of North Carolina University Improvement Bonds constituting general obligation bonds of the State secured by a pledge of the faith and credit and taxing power of the State for the purpose of providing funds, with any other available funds, to pay the cost of capital improvements for constituent or affiliated institutions and the Center for Public Television of The University of North Carolina.

[ ] AGAINST the issuance of three hundred ten million dollars ($310,000,000) State of North Carolina University Improvement Bonds constituting general obligation bonds of the State secured by a pledge of the faith and credit and taxing power of the State for the purpose of providing funds, with any other available funds, to pay the cost of capital improvements for constituent or affiliated institutions and the Center for Public Television of The University of North Carolina.

[ ] FOR the issuance of two hundred fifty million dollars ($250,000,000) State of North Carolina Community College Bonds constituting general obligation bonds of the State secured by a pledge of the faith and credit and taxing power of the State for the purpose of providing funds, together with other available funds, to make grants to community colleges to pay all or a portion of the cost of providing capital improvements.

[ ] AGAINST the issuance of two hundred fifty million dollars ($250,000,000) State of North Carolina Community College Bonds constituting general obligation bonds of the State secured by a pledge of the faith and credit and taxing power of the State for the purpose of providing funds, together with other available funds, to make grants to community colleges to pay all or a portion of the cost of providing capital improvements.

[ ] FOR the issuance of one hundred forty-five million dollars ($145,000,000) State of North Carolina Clean Water Bonds constituting general obligation bonds of the State

secured by a pledge of the faith and credit and taxing power of the State for the purpose of providing funds, with any other available funds, to make loans, revolving loans, and grants to local government units to pay all or a portion of the cost of clean water projects.

[ ] AGAINST the issuance of one hundred forty-five million dollars ($145,000,000) State of North Carolina Clean Water Bonds constituting general obligation bonds of the State secured by a pledge of the faith and credit and taxing power of the State for the purpose of providing funds, with any other available funds, to make loans, revolving loans, and grants to local government units to pay all or a portion of the cost of clean water projects.

[ ] FOR the issuance of thirty-five million dollars ($35,000,000) State of North Carolina State Parks Bonds constituting general obligation bonds of the State secured by a pledge of the faith and credit and taxing power of the State for the purpose of providing funds, with any other available funds, to pay the cost of land acquisition and capital improvements for new and existing State parks and recreation areas.

[ ] AGAINST the issuance of thirty-five million dollars ($35,000,000) State of North Carolina State Parks Bonds constituting general obligation bonds of the State secured by a pledge of the faith and credit and taxing power of the State for the purpose of providing funds, with any other available funds, to pay the cost of land acquisition and capital improvements for new and existing State parks and recreation areas."

If a majority of those voting on a bond question in the election vote in favor of the issuance of the bonds described in the question, those bonds may be issued as provided in this act. If a majority of those voting on a bond question in the election vote against the issuance of the bonds described in the question, those bonds shall not be issued.

The results of the election shall be canvassed and declared as provided by law for elections for State officers; the results of the election shall be certified by the State Board of Elections to the Secretary of State, in the manner and at the time provided by the general election laws of the State.

Sec. 8. Issuance of bonds and notes. (a) Terms and Conditions. Bonds or notes may bear such date or dates, may be serial or term bonds or notes, or any combination thereof, may mature in such amounts and at such time or times, not exceeding 40 years from their date or dates, may be payable at such place or places, either within or without the United States of America, in such coin or currency of the United States of America as at the time of payment is legal tender for

payment of public and private debts, may bear interest at such rate or rates, which may vary from time to time, and may be made redeemable before maturity, at the option of the State or otherwise as may be provided by the State, at such price or prices, including a price less than the face amount of the bonds or notes, and under such terms and conditions, all as may be determined by the State Treasurer, by and with the consent of the Council of State.

(b) Signatures; Form and Denomination; Registration. Bonds or notes may be issued as certificated or uncertificated obligations. If issued as certificated obligations, bonds or notes shall be signed on behalf of the State by the Governor or shall bear his facsimile signature, shall be signed by the State Treasurer or shall bear his facsimile signature, and shall bear the Great Seal of the State or a facsimile thereof shall be impressed or imprinted thereon. If bonds or notes bear the facsimile signatures of the Governor and the State Treasurer, the bonds or notes shall also bear a manual signature which may be that of a bond registrar, trustee, paying agent, or designated assistant of the State Treasurer. Should any officer whose signature or facsimile signature appears on bonds or notes cease to be such officer before the delivery of the bonds or notes, the signature or facsimile signature shall nevertheless have the same validity for all purposes as if the officer had remained in office until delivery and bonds or notes may bear the facsimile signatures of persons who at the actual time of the execution of the bonds or notes shall be the proper officers to sign any bond or note although at the date of the bond or note such persons may not have been such officers. The form and denomination of bonds or notes, including the provisions with respect to registration of the bonds or notes and any system for their registration, shall be as the State Treasurer may determine in conformity with this act; provided, however, that nothing in this act shall prohibit the State Treasurer from proceeding, with respect to the issuance and form of the bonds or notes, under the provisions of Chapter 159E of the General Statutes, the Registered Public Obligations Act, as well as under this act.

(c) Manner of Sale; Expenses. Subject to determination by the Council of State as to the manner in which bonds or notes shall be offered for sale, whether at public or private sale, whether within or without the United States of America and whether by publishing notices in certain newspapers and financial journals, mailing notices, inviting bids by correspondence, negotiating contracts of purchase or otherwise, the State Treasurer is authorized to sell bonds or notes at one time or from time to time at such rate or rates of interest, which may vary from time to time, and at such price or prices, including a price less than the face amount of the bonds or the notes, as the State Treasurer may determine. All expenses incurred in preparation, sale, and issuance of bonds or notes shall be paid by the State Treasurer from the proceeds of bonds or notes or other available moneys.

(d) Notes; Repayment.

(1) By and with the consent of the Council of State, the State Treasurer is hereby authorized to borrow money and to execute and issue notes of the State for the same, but only in the following circumstances and under the following conditions:

a. For anticipating the sale of bonds to the issuance of which the Council of State shall have given consent, if the State Treasurer shall deem it advisable to postpone the issuance of the bonds;

b. For the payment of interest on or any installment of principal of any bonds then outstanding, if there shall not be sufficient funds in the State treasury with which to pay the interest or installment of principal as they respectively become due;

c. For the renewal of any loan evidenced by notes herein authorized;

d. For the purposes authorized in this act; and

e. For refunding bonds or notes as herein authorized.

(2) Funds derived from the sale of bonds or notes may be used in the payment of any bond anticipation notes issued under this act. Funds provided by the General Assembly for the payment of interest on or principal of bonds shall be used in paying the interest on or principal of any notes and any renewals thereof, the proceeds of which shall have been used in paying interest on or principal of the bonds.

(e) Refunding Bonds and Notes. By and with the consent of the Council of State, the State Treasurer is authorized to issue and sell refunding bonds and notes pursuant to the provisions of the State Refunding Bond Act for the purpose of refunding bonds or notes issued pursuant to this act. The refunding bonds and notes may be combined with any other issues of State bonds and notes similarly secured.

(f) Tax Exemption. Bonds and notes shall be exempt from all State, county, and municipal taxation or assessment, direct or indirect, general or special, whether imposed for the purpose of general revenue or otherwise, excluding inheritance and gift taxes, income taxes on the gain from the transfer of bonds and notes, and franchise taxes. The interest on bonds and notes shall not be subject to taxation as to income.

(g) Investment Eligibility. Bonds and notes are hereby made securities in which all public officers, agencies, and public bodies of the State and its political subdivisions, all insurance companies, trust companies, investment companies, banks, savings banks, savings and loan associations, credit unions, pension or retirement funds, other financial institutions engaged in business in the State, executors, administrators,

trustees, and other fiduciaries may properly and legally invest funds, including capital in their control or belonging to them. Bonds and notes are hereby made securities which may properly and legally be deposited with and received by any officer or agency of the State or political subdivision of the State for any purpose for which the deposit of bonds, notes, or obligations of the State or any political subdivision is now or may hereafter be authorized by law.

(h) Faith and Credit. The faith and credit and taxing power of the State are hereby pledged for the payment of the principal of and the interest on bonds and notes. In addition to the State's right to amend any provision of this act to the extent it does not impair any contractual right of a bond owner, the State expressly reserves the right to amend any provision of this act with respect to the making and repayment of loans, the disposition of any repayments of loans, and any intercept provisions relating to the failure of a local government unit to repay a loan, the bonds not being secured in any respect by loans, any repayments thereof, or any intercept provisions with respect thereto.

Sec. 9. Variable interest rates. In fixing the details of bonds and notes, the State Treasurer may provide that any of the bonds or notes may:

(1) Be made payable from time to time on demand or tender for purchase by the owner thereof provided a credit facility supports the bonds or notes, unless the State Treasurer specifically determines that a credit facility is not required upon a finding and determination by the State Treasurer that the absence of a credit facility will not materially or adversely affect the financial position of the State and the marketing of the bonds or notes at a reasonable interest cost to the State;

(2) Be additionally supported by a credit facility;

(3) Be made subject to redemption or a mandatory tender for purchase prior to maturity;

(4) Bear interest at a rate or rates that may vary for such period or periods of time, all as may be provided in the proceedings providing for the issuance of the bonds or notes, including, without limitation, such variations as may be permitted pursuant to a par formula; and

(5) Be made the subject of a remarketing agreement whereby an attempt is made to remarket bonds or notes to new purchasers prior to their presentment for payment to the provider of the credit facility or to the State.

If the aggregate principal amount repayable by the State under a credit facility is in excess of the aggregate principal amount of bonds or notes secured by the credit facility, whether as a result of the inclusion in the credit facility of a provision for the payment of interest for a limited period of time or the payment of a redemption premium or for

any other reason, then the amount of authorized but unissued bonds or notes during the term of such credit facility shall not be less than the amount of such excess, unless the payment of such excess is otherwise provided for by agreement of the State executed by the State Treasurer.

Sec. 10. Special provisions governing clean water loans. (a) Scope. The provisions of this section shall apply to loans being made from the proceeds of bonds authorized by this act for clean water projects, other than from funds deposited in the Clean Water Revolving Loan and Grant Fund.

(b) Clean Water Bonds Loan Fund. There is established in the Department of State Treasurer a fund to be known as the Clean Water Bonds Loan Fund, which may include any special or segregated accounts the State Treasurer considers appropriate. There shall be deposited in the Clean Water Bonds Loan Fund proceeds of the Clean Water Bonds and notes to be used to make loans, other than loans to be made through the Clean Water Revolving Loan and Grant Fund, to local government units for clean water projects as provided in this act. Funds in the various accounts may be invested from time to time by the State Treasurer in the same manner permitted for investments of funds belonging to the State or held in the State treasury. Any investment earnings shall be credited to the particular account from which the investment was made.

All moneys accruing to the credit of the Clean Water Bonds Loan Fund, other than funds set aside for administrative expenses, including expenses related to determining compliance with applicable requirements of the federal tax law and costs of issuance, shall be used to make loans for the purposes provided in this act. The State Treasurer shall be responsible for making and administering all loans pursuant to the provisions of this section.

(c) Application for Loans; Hearings.

(1) Eligibility/Initial Hearing.

a. Prior to filing an application for a loan, a local government unit shall hold a public hearing. A notice of the public hearing shall be published once at least 10 days before the date fixed for the hearing.

b. All applications for loans shall be filed with the Department of Environment, Health, and Natural Resources. The form of the application shall be prescribed by the Department and shall require any information necessary to determine the eligibility for a loan under the provisions of this section. All applications approved by the Department of Environment, Health, and Natural Resources shall be filed with the Local Government Commission. Each applicant shall furnish to the Department of Environment, Health, and Natural Resources and the Local Government

Commission information in addition or supplemental to the information contained in its application, upon request.

c. A local government unit shall not be eligible for a loan unless it demonstrates to the satisfaction of the Department of Environment, Health, and Natural Resources and the Local Government Commission that:

1. The applicant is a local government unit;
2. The applicant has the financial capacity to pay the principal of and interest on its proposed loan as evidenced by the approval of the Local Government Commission;
3. The applicant has substantially complied or will substantially comply with all applicable laws, rules, regulations, and ordinances, whether federal, State, or local; and
4. The applicant has agreed by official resolution to adopt and place into effect a schedule of fees and charges or the application of other sources of revenue which will provide adequate funds for proper operation, maintenance, and administration of the project and repayment of all principal and interest on the loan.

(2) Assessment. The Department of Environment, Health, and Natural Resources may require any applicant to file with its application an assessment of the impact the project for which the funds are sought will have upon meeting the facility needs of the area within which the project is to be located.

(3) Hearing by the Department of Environment, Health, and Natural Resources or the Local Government Commission. A public hearing may be held by the Department of Environment, Health, and Natural Resources or the Local Government Commission at any time on any application. Public hearings may also be held by the Department of Environment, Health, and Natural Resources in its discretion upon written request from any citizen or taxpayer who is a resident of the county or counties in which the project is to be located or a resident of the local government unit that proposes to borrow moneys under this act, if it appears that the public interest will be served by the hearing. The written request shall set forth each objection to the proposed project or other reason for requesting a hearing on the application and shall contain the name and address of the persons submitting it. The Department of Environment, Health, and Natural Resources may consider all

written objections to the proposed project and other statements along with the application including any significant considerations on facility needs and shall determine if the public interest will be served by a hearing. The determination by the Department of Environment, Health, and Natural Resources shall be conclusive and all written requests for a hearing shall be retained as a permanent part of the records pertaining to the application.

(4) Petition for Vote. A petition, demanding that the question of whether to enter into a loan agreement with the State under this act be submitted to voters, may be filed with the clerk of the local government unit applying for the loan within 15 days after the public hearing required by this section. The petition's sufficiency shall be determined and a referendum, if any, shall be conducted, according to the standards, procedures, and limitations set out in G.S. 159-60 through G.S. 159-62.

(d) Priorities.

(1) Determination. Determination of priorities to be assigned each eligible project shall be made semiannually by the Department of Environment, Health, and Natural Resources during each fiscal year. Every eligible project shall be considered by the Department of Environment, Health, and Natural Resources with every other project eligible during this same priority period.

(2) Priority Factors. All applications for loans under this act shall be assigned a priority by the Department of Environment, Health, and Natural Resources. The Department of Environment, Health, and Natural Resources shall establish by rule the priority factors criteria.

(3) Assignment of Priority. A written statement relative to each priority assigned shall be prepared by the Department of Environment, Health, and Natural Resources and shall be attached to the application. The priority assigned shall be conclusive.

(4) Failure to Qualify. If an application does not qualify for a loan as of the prior period in which the application was eligible for consideration by reason of the priority assigned, the application shall be considered during the next succeeding priority period upon request of the applicant. If the application again fails to qualify for a loan during the second priority period by reason of the priority assigned, the application shall receive no further consideration. An applicant may file a new application at any time and may amend any pending application to include additional data or information.

(5) Withdrawal of Commitment. Failure of an applicant within one year after the date of acceptance of the loan to arrange for necessary financing of the proposed project or award of the contract of the construction of the proposed project shall constitute sufficient cause for withdrawal of the commitment. Prior to withdrawal of a commitment, the Department of Environment, Health, and Natural Resources shall give due consideration to any extenuating circumstances presented by the applicant as reasons for failure to arrange necessary financing or to award a contract, and the commitment may be extended for an additional period of time if, in the judgment of the Department of Environment, Health, and Natural Resources, the extension is justified.

(e) Disbursement. To be eligible to receive the loans provided for in this section, a local government unit must arrange to borrow the amounts necessary pursuant to rules adopted by the Local Government Commission. No funds shall be disbursed until the Department of Environment, Health, and Natural Resources gives a certificate of eligibility to the effect that the applicant meets all eligibility criteria and that all procedural requirements of this act have been met. The maximum principal amount of a loan shall be one hundred percent (100%) of the cost of any eligible project.

(f) Intercept. The governing body of a local government unit shall by resolution authorize to be included in its loan agreement a provision authorizing the State Treasurer, upon failure of the local government unit to make a scheduled repayment of the loan, to withhold from the local government unit any State funds that would otherwise be distributed to the local government unit in an amount sufficient to pay all sums then due and payable to the State as a repayment of the loan. In such event, notwithstanding any other provision of law, the State Treasurer is authorized to withhold and apply such funds to the repayment of the loan, except that such funds shall not be withheld if (i) before the execution of the loan agreement, such funds have been legally pledged to secure special obligation bonds or other obligations of the local government unit, or (ii) after the execution of the loan agreement, such funds are legally pledged to secure special obligation bonds or other obligations of the local government unit as authorized in this subsection. After the execution of a loan agreement, all or any portion of the State funds specified in the loan agreement to be so withheld may be pledged to secure special obligation bonds or other obligations of the local government unit only with the prior written consent of the State Treasurer.

The State Treasurer shall notify the Secretary of Revenue and the State Controller of the amount to be withheld from the local government unit, and the Secretary of Revenue and the State Controller shall

transfer to the State Treasurer the amount so requested to be applied by the State Treasurer to the repayment of the loan.

(g) Inspection. Inspection of a project for which a loan has been made under this act may be performed by qualified personnel of the Department of Environment, Health, and Natural Resources or may be performed by qualified engineers registered in this State approved by the Department of Environment, Health, and Natural Resources. No person shall be approved to perform inspections who is an officer employed by the local government unit to which the loan was made or who is an owner, officer, employer, or agent of a contractor or subcontractor engaged in the construction of the project for which the loan was made. For the purpose of payment of inspection fees, inspection services shall be included in the term "cost" as used in this act.

(h) Rules. The State Treasurer, the Local Government Commission, and the Department of Environment, Health, and Natural Resources may adopt, modify, and repeal rules necessary for the administration of their respective duties under this act. Uniform rules may be jointly adopted where feasible and desirable, and no rule, jointly adopted, may be modified or revoked except upon concurrence of all agencies involved.

(i) Federal Grants and Loans. In order to carry out the purposes of this act to secure the greatest possible benefits to the citizens of this State of the funds appropriated, the State Treasurer, the Local Government Commission, and the Department of Environment, Health, and Natural Resources shall adopt rules and criteria, not inconsistent with provisions of this act, as are necessary and appropriate to conform to regulations for federal grants and loans for any of the purposes set forth in this act.

(j) Reports. The Department of Environment, Health, and Natural Resources shall prepare and file each year on or before July 31 with the Joint Legislative Commission on Governmental Operations a report for the preceding fiscal year concerning the allocation and making of loans authorized by this act. The report shall set forth for the preceding fiscal year:

(1) Itemized and total allocations of loans authorized and unallocated funds for the loan program as of the end of the preceding fiscal year;

(2) Identification of each loan agreement entered into by the State during the preceding fiscal year and the total amount of loans authorized by such loan agreements;

(3) The amount disbursed to each local government unit pursuant to such loan agreements during the preceding fiscal year and the total amount of such disbursements;

(4) The loan repayments made by each local government unit pursuant to such loan agreements and the total amount of

such loan repayments during the preceding fiscal year; and

(5) A summary for all preceding years of the information required by subdivisions (1) through (4).

The report shall be signed by the Secretary of Environment, Health, and Natural Resources.

(k) Local Government Commission.

(1) Local government units may execute debt instruments payable to the State in order to obtain loans provided for in this act. Local government units shall pledge or agree to apply as security for such obligations:

a. Any available source of revenues of the local government unit, including revenues from benefitted facilities or systems, provided that (i) the local government unit has not otherwise pledged the revenues as security for, or contractually agreed to apply the revenues to, the payment of any other obligations of the local government unit, (ii) the use of the revenues is not otherwise restricted by law, or (iii) the revenues are not derived from the exercise of the local government unit's taxing power; or

b. Their faith and credit; or

c. Any combination of a. or b. above.

The faith and credit of a local government unit shall not be pledged or be deemed to have been pledged unless the requirements of Article 4 of Chapter 159 of the General Statutes have been met. The State Treasurer, with the assistance of the Local Government Commission, shall develop and adopt appropriate debt instruments for use under this act.

(2) Nothing contained in this act shall prohibit any local government unit from applying any funds of the local government unit not otherwise restricted as to use by law to the payment of any debt instrument payable to the State incurred pursuant to the provisions of this act.

(3) The Local Government Commission shall review and approve proposed loans to local government units under this act under the provisions of Articles 4 and 5 of Chapter 159 of the General Statutes. The Local Government Commission in considering the ability of a local government unit to repay a loan may regard as a source of revenue for repayment of a loan revenue sources that may not be available other than on an annual discretionary basis and that may not be subject to a pledge or agreement to apply. Loans under this act shall be outstanding debts for the

purposes of Article 10 of Chapter 159 of the General Statutes.

(4) The State Treasurer shall annually certify to the General Assembly the financial condition of the loan program and identify existing delinquencies.

Sec. 11. Community college and State parks reports. (a) Community Colleges Projects Report.

(1) There is established the Legislative Study Commission on Community College Capital Needs. The Commission shall be composed of twelve members: (i) five Senators appointed by the President Pro Tempore of the Senate; (ii) five Representatives appointed by the Speaker of the House of Representatives, and (iii) the President of the Community College System and the Chair of the State Board of Community Colleges each of whom shall serve as an ex officio, nonvoting member. All voting members shall be appointed within 30 days after adjournment of the 1993 Regular Session of the 1993 General Assembly.

(2) The President Pro Tempore of the Senate and the Speaker of the House of Representatives shall each designate one appointee as cochair. These cochairs shall jointly call the first meeting and shall preside at alternate meetings.

(3) The Commission shall study and evaluate the issue of present and future capital needs of the Community College System. The Commission shall evaluate all objective, meaningful factors relevant to determining capital needs and shall design a mechanism for establishing and ranking legitimate capital need priorities for the Community College System. This mechanism shall be designed to enable the State to generate, from time to time, priority rankings of community college projects to which public funds can be allocated with confidence and integrity. The Commission shall also recommend a list of valid, priority projects to be funded with the remaining proceeds of the Community College Bonds not already allocated in this act. The Commission's study and recommendations shall be based on all of the following:

a. Consideration of the fundamental mission of the Community College System to provide job training and workforce preparedness.

b. Assignment of high priority to facilities that will enhance occupational training by programs with high or critical occupational demands.

c. Assignment of high priority to facilities to be used in regional programs.

d. Consideration of the ability of students to have access to existing programs through the availability of technology and transportation.

e. Consideration of the possible negative impact of new facilities on other existing colleges, campuses, and centers.

f. Consideration of the adequacy of existing facilities in relation to the number of full-time equivalent students.

g. Consideration of trends of increasing and decreasing enrollment at some colleges.

h. Consideration of whether the project is needed to meet a current need as opposed to a projected future need.

i. Consideration, in evaluating the rank order for capital projects, of the following criteria, which are included in the State Board of Community Colleges' capital outlay resource allocation funding formula:
--Space to population ratio.
--Population served ratio.
--Capacity enrollment ratio.
--Local to State and vocational education ratios.
--Type of project.
--Readiness to implement.

(4) Members of the Commission shall receive subsistence and travel expenses at the rates set forth in G.S. 120-3.1.

(5) The Commission cochairs may contract for professional, clerical, or consultant services as provided by G.S. 120-32.02 and may purchase or contract for the materials and services the Commission needs.

The Legislative Services Commission, through the Legislative Administrative Officer, may assign professional staff to assist in the work of the Commission. The Supervisors of Clerks of the House of Representatives and of the Senate, upon the direction of the Legislative Services Commission, shall assign clerical staff to the Commission. The expenses related to the clerical employees shall be borne by the Commission.

(6) The Commission, with the approval of the Legislative Services Commission, may meet in the Legislative Building or the Legislative Office Building.

(7) The Commission shall make a final report to the General Assembly by April 1, 1994.

(8) Upon the request of the Commission, all State departments and agencies, all local governments and their subdivisions, and all institutions and departments under the

jurisdiction of the State Board of Community Colleges shall furnish the Commission with any information in their possession or available to them.

(9) The Legislative Services Commission shall allocate funds for the work of the Legislative Study Commission on Community College Capital Needs from funds appropriated in Chapter 321 of the 1993 Session Laws to the General Assembly for the 1993–94 fiscal year.

(b) State Parks Capital Improvement and Land Acquisition Plan. The Department of Environment, Health, and Natural Resources shall develop a State parks capital improvement and land acquisition plan that recommends two priority lists of needed projects for the entire park system, one priority list for renovations, repairs, and new construction, and one priority list for land acquisition. The priority lists shall be based on objective criteria and shall include the costs of each project and the basis for calculating the costs. The priority list for land acquisition shall include total projected costs equal to no more than thirty percent (30%) of the total amount of State Parks Bonds authorized in this act. The Department of Environment, Health, and Natural Resources shall report its recommendations to the 1993 General Assembly by the first day of the 1994 Regular Session.

Sec. 12. (a) G.S. 159G-4(b) reads as rewritten:

"(b) Of the appropriations made from the General Fund to the Clean Water Revolving Loan and Grant Fund for use of the Department of Environment, Health, and Natural Resources as provided in this Chapter, allocations are made as follows after first subtracting the amounts allocated under subsection (a) of this section, to the extent that there are any excess funds available:

Wastewater Accounts		
General Wastewater Revolving Loan Account	~~45.00%~~	39.00%
Emergency Wastewater Revolving Loan Account	~~14.00%~~	10.00%
High-Unit Cost Wastewater Account	~~10.00%~~	20.00%
Water Supply Accounts		
General Water Supply Revolving Loan Account	~~23.00%~~	21.00%
High-Unit Cost Water Supply Account	~~3.00%~~	5.00%
Emergency Water Supply Revolving Loan Account		5.00%".

(b) G.S. 159G-6(a) reads as rewritten:

"(a) Revolving loans and grants.

(1) All funds appropriated or accruing to the Clean Water Revolving Loan and Grant Fund, other than funds set aside

for administrative expenses, shall be used for revolving loans and grants to local government units for construction costs of wastewater treatment works, wastewater collection systems and water supply systems and other assistance as provided in this Chapter.

(2) The maximum principal amount of a revolving loan or a grant may be one hundred percent (100%) of the nonfederal share of the construction costs of any eligible project. The maximum principal amount of revolving loans made to any one local government unit during any fiscal year shall be three million dollars ($3,000,000). The maximum principal amount of grants made to any one local government unit during any fiscal year shall be ~~five hundred thousand dollars ($500,000).~~ one million dollars ($1,000,000).

(3) The State Treasurer shall be responsible for investing and distributing all funds appropriated or accruing to the Clean Water Revolving Loan and Grant Fund for revolving loans and grants under this Chapter. In fulfilling his responsibilities under this section, the State Treasurer shall make a written request to the Department of Environment, Health, and Natural Resources to arrange for the appropriated funds to be (i) transferred from the appropriate accounts to a local government unit to provide funds for one or more revolving loans or grants or (ii) invested as authorized by this Chapter with the interest on and the principal of such investments to be transferred to the local government unit to provide funds for one or more revolving loans or grants."

(c) If a majority of those voting on the question of the issuance of one hundred forty-five million dollars ($145,000,000) State of North Carolina Clean Water Bonds in the election held as provided in Section 7 of this act vote in favor of the issuance of the bonds, this section becomes effective January 1, 1994. If a majority of those voting on the question of the issuance of one hundred forty-five million dollars ($145,000,000) State of North Carolina Clean Water Bonds in the election held as provided in Section 7 of this act vote against the issuance of the bonds, this section does not become effective.

Sec. 13. G.S. 142-29.5 reads as rewritten:

"**§ 142-29.5. Authorization of refunding obligations.**

By and with the consent of the Council of State, the State Treasurer is authorized to issue and sell, from time to time, refunding obligations for the purpose of refunding outstanding obligations as and to the extent authorized by this Article. The principal amount of any such refunding obligations shall not exceed the principal amount of outstanding obligations to be ~~refunded.~~ refunded unless (i) the refunding

results in an aggregate debt service savings and (ii) the increase in the principal amount issued does not create cash-in-hand available for new capital improvements.

Refunding obligations issued pursuant to the provisions of this Article shall not be subject to limitations imposed by any other law including, without limitation, the other Articles of this Chapter."

Sec. 14. Minority business participation. The goals set by G.S. 143-128 for participation in projects by minority businesses apply to projects funded by the proceeds of bonds or notes issued under this act. The following State agencies shall monitor compliance with this requirement and shall report to the General Assembly by January 1 of each year on the participation by minority businesses in these projects. The State Construction Office, Department of Administration, shall monitor compliance with regard to projects funded by the proceeds of University Improvement Bonds and notes; the Board of Governors of The University of North Carolina shall provide the State Construction Office any information required by the State Construction Office to monitor compliance. The Department of Community Colleges shall monitor compliance with regard to projects funded by the proceeds of Community College Bonds and notes. The Department of Environment, Health, and Natural Resources shall monitor compliance with regard to projects funded by the proceeds of Clean Water Bonds and notes.

Sec. 15. Interpretation of act. (a) Additional Method. The foregoing sections of this act shall be deemed to provide an additional and alternative method for the doing of the things authorized thereby and shall be regarded as supplemental and additional to powers conferred by other laws, and shall not be regarded as in derogation of any powers now existing.

(b) Statutory References. References in this act to specific sections or Chapters of the General Statutes or to specific acts are intended to be references to these sections, Chapters, or acts as they may be amended from time to time by the General Assembly.

(c) Liberal Construction. This act, being necessary for the health and welfare of the people of the State, shall be liberally construed to effect the purposes thereof.

(d) Inconsistent Provisions. Insofar as the provisions of this act are inconsistent with the provisions of any general laws, or parts thereof, the provisions of this act shall be controlling.

(e) Severability. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

Sec. 16. Effective date. This act is effective upon ratification.

CONFERENCE COMMITTEE SUBSTITUTE FOR SENATE BILL 785

PCCS875-CSLH-1 (as adopted), A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET FOR THE METHOD OF SELECTING MEMBERS OF THE NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION APPOINTED BY THE NORTH CAROLINA SHERIFFS' ASSOCIATION.

The General Assembly of North Carolina enacts:

Section 1. Section 3 of Chapter 1005 of the 1991 Session Laws reads as rewritten:

"Sec. 3. This act is effective upon ratification and expires September 1, ~~1993.~~ 1994."

Sec. 2. This act is effective upon ratification.

EXECUTIVE ORDERS OF GOVERNOR JAMES G. MARTIN
By Title
August 1992 - January 1993

NUMBER	TITLE
175	Hurricane Andrew Relief
176	Amendment and Extension of Executive Order 148
177	Extending the Provisions of Executive Order Number 175
178	Waiving Certain Penalties Pursuant to Chapter 166A of the General Statutes of North Carolina
179	Coordinating Committee on the Americans with Disabilities Act
180	Transferring the Governor's Extradition Secretary to the Department of Justice
181	Amending Executive Order Number 178 Waiving Certain Penalties Pursuant to Chapter 166A of the General Statutes of North Carolina
182	Accessibility of Electronic Equipment by Persons with Disabilities

183 Amending and Reissuing the Provisions of Executive Order Number 175

184 Transferring the Commutation/Pardon Analyst Position Assigned to the Office of the Governor from the Office of the Parole Commission in the Department of Correction to the Office of the Governor

185 Extension of Executive Orders 12, 13, 15, 27, 29, 39, 43, 53, 55, 66, 71, 78, 99, 110, 121, 126, 132, 136, 139, 143, 150, 151, 152, 153, and 156. And Rescission of Executive Orders 20, 22, 26, 35, 86, 89, 95, 114, 122, 124, 134, 137, 140, and 145.

186 North Carolina -- Head Start Collaboration Project Advisory Council

EXECUTIVE ORDERS OF GOVERNOR JAMES B. HUNT, JR.
By Title
January 1993 - November 1993

NUMBER TITLE

1 North Carolina Board of Ethics

2 Small Business Council

3 Transferring the "Keep America Beautiful" Program from the Office of the Governor to the Department of Environment, Health, and Natural Resources

4 Commission on Workforce Preparedness and Its Inter-Agency Coordinating Council

5 Severe Winter Storm Emergency Relief

6 Entrepreneurial Development Board

7 Abolishing the North Carolina Drug Cabinet

8 State Government Recycling, Reduction of Solid Waste, and Purchase of Products with Recycled Content

9 Commission for a Competitive North Carolina

10 Establishing the Quality Leadership Awards Council

11 Governor's Council of Fiscal Advisors

12 Public School Administrator Task Force

13 Amending Executive Order Number 10, Concerning the Quality Leadership Awards Council

14 Amending Executive Order 1 Concerning the Board of Ethics

15 Coordinating Committee on the Americans with Disabilities Act

16 The Geographic Information Coordinating Council and the Center for Geographic Information and Analysis

17 North Carolina Emergency Response Commission

18 Emergency Management Program

19 Center for the Prevention of School Violence

20 To Designate 1994 as the Year of the Coast and to Create a Coastal Futures Committee on Coastal Area Management

21 Local Government Partnership Council

22 Equal Employment Opportunity

23 Public School Administrator Task Force

24 Emergency Relief for Damage Caused by Hurricane Emily

25 Rescission of Executive Orders

26 Board of Trustees of the North Carolina Public Employee Deferred Compensation Plan

27 Governor's Commission for Recognition of State Employees

28 Agriculture, Forestry, and Seafood Industry Advisory Committee

29 Teacher Advisory Committee

30 Highway Beautification Council

31 State Commission on National and Community Service

32 Governor's Advisory Commission on Military Affairs

33 Persian Gulf War Memorial Commission

34 Highway Safety Commission

35 Governor's State Employee Action Commission

STATE OF THE STATE ADDRESS
GOVERNOR JAMES B. HUNT, JR.
JOINT SESSION
February 15, 1993

Mr. President, Mr. Speaker, Mr. President Pro-Tem, Members of the Council of State, Justices, Judges, Members of my Cabinet, my fellow North Carolinians and, especially, Members of this General Assembly.

"You invited me here to speak to you tonight. But I come here to make sure you know that I am ready to *listen* to you during this session.

"The General Assembly's invitation to the Governor for this address symbolizes the relationship that should exist between two equal branches of government. A relationship built not on confrontation, but on cooperation.

"It is in this spirit of cooperation that I intend to work with you in this session and in future sessions.

"It is not my intention to do all the talking. It is my intention to do more listening.

"It is not my intention to impose my ideas. It is my intention to respect your ideas.

"It is not my intention to twist arms. It is my intention to join hands.

"I would be presumptuous if I thought I had all the answers. For those of you who served before proved what this legislature can do.

"When you convened two years ago, North Carolina faced one of the most serious fiscal crises of any state in the nation. Today, North Carolina has done more to solve its budget problems and protect its fiscal integrity than any state in the nation, and you deserve great credit for this achievement!

"You sustained the difficult process of education reform. You moved our Basic Education Program forward despite hard times. You put our transportation program on a sound, long-term course. You refused to sacrifice environmental protection for short-term economic gain. You started putting children first because you knew it was the right thing to do and because you had the courage and vision to do it!

"And you did all of this in a time when the Governor and the General Assembly were too often at odds. Just think what we can do for North Carolina if we work together.

"As Speaker Blue said: 'Now that we have laid the foundation, it is time to build the house'.

"In the 100 days since the election, reporters have asked me if the people have given me a mandate. My answer is no. The people have given *us* a *chance*.

"In the campaign, all of us listened to the people of North Carolina. We would not be here if we had not listened.

"The people want us — the Governor and the General Assembly — to work together and bring real progress to our state.

"The people want constructive action, not conflict. They want change, not business as usual. They want us to put their future first and our politics second and they are right. They deserve no less. And my commitment — to them and to you is this — action and change are what they will get!

"In these 100 days, I have also met with many of you. We talked about our hopes for North Carolina and for this session, and we listened to each other.

"We share many of the same goals. On the opening day of this session, we heard Lt. Governor Wicker, Speaker Blue and Senator Basnight speak eloquently and passionately about the needs of our children and all of our people.

"But talking to each other is not an end in itself. As Senator Basnight said: 'It is time to stop speaking and start acting'.

"The measure of our success this year will not be what happens to you and me ... who's up, who's down ... who's in, who's out ... who's hot, who's not.

"The measure of our success will not even be the legislation we pass. It will be the lives we touch.

"This must be our greater goal: concerted action for the people of North Carolina. They gave us this chance. Their future comes first, and this year — together — we can begin to shape that future.

"With our action or inaction, we will choose the kind of future North Carolina will have.

"The choice is stark.

"We could choose a future of low-skill, low-wage jobs; educational underachievement; and a growing gap between the prosperous and the poor North Carolina.

"Or we could choose a future in which every child comes to school healthy and ready to learn; every youngster graduates from high school; every graduate gets the training and higher education required for a good job and every family can provide a better future for their children.

"Which future will we choose? That depends on how we answer many issues in this legislative session. We will answer it by:

- How we respond to the crime crisis in our state; and I want to talk to you more about that at a later time;
- How we provide access to good health, especially for every child;
- How we all respond to the challenge set out by the Government Performance Audit to make government more effective and more efficient;

- How we treat our good State employees and whether we involve them in making government work better to serve our people;
- How we fulfill our responsibilities to our children as stewards of the environment.

"But tonight I want to focus on three areas of action. For these are the most critical to our future in North Carolina. They are *jobs, education and children.*

"In the last month, we have seen economic changes take jobs from thousands of North Carolinians. To all of them and to all working people in this state, we must pledge to be more aggressive and more creative in building our economic future.

"We want North Carolina to be a place where business wants to do business. We want business leaders and economic leaders all over the nation and indeed all over the world to know about and to be talking about what we are doing in North Carolina, and I am determined to see that we take action to provide more jobs for our people.

"Our economic development approach will include:

- A new charge to the Department of Commerce, led by Dave Phillips, and the Economic Development Board, led by Bob Jordan, to create a long-range, highly-competitive strategy;
- A Workforce Preparedness Council, led by Sandy Babb, to give new leadership and new direction to skill training for our workers' efforts; those who are coming into the workforce and those already in the workforce.
- An Entrepreneurial Development Board, led by Bob Luddy, to multiply our number of startup companies in every area of this state and emerging businesses;
- A Small Business Development Council led by Lt. Governor Dennis Wicker, to assist small businesses, the real backbone of North Carolina's economy.

"This is our economic development team. We expect them to think creatively and act boldly, and we give them this charge: create more jobs and more *good* jobs for North Carolinians. That's what we expect them to do.

"North Carolinians will get the best jobs if — and only if — we have the education and the skills that the jobs of the 21st Century will require.

"So we must make sure that every child starts school ready to learn. Then make sure that every student graduates. Then make sure that every graduate has mastered what they need to know and be able to do to work in the modern world economy. Then make sure that every graduate has a chance to go on to a community college or a four-year college or university.

"Then — and only then — will North Carolina be able to compete in the 21st Century.

"The biennial budget that I propose will have very limited new resources, as all of you know. So we must make state government more efficient and we must make it more effective. This budget commits us to achieving efficiencies of at least 100 million dollars each year. It is a job that all of us must do together. If we carry through on the Performance Audit recommendations, if we involve state employees in making changes, and if we work together, we can make state government work better and we don't have to raise taxes to do it.

"Then we must apply our limited dollars to where they will yield the greatest returns:

- I propose 105 million dollars over the biennium for a greater commitment to our university system, because our universities must be excellent if we want North Carolina to excel!
- 113 million dollars for a greater commitment to a skilled workforce and to our community college system. We must make our workforce competitive with any in the world and, folks, we can do it and we must do it in this session!
- 60 million dollars for a greater commitment to the Basic Education Program, and let's give special help to low-wealth and small school systems!
- And 200 million dollars for a greater commitment to teachers and educators in our public schools, so they can do the job they know how to do for our children and our future!

"We ask a lot of our schools, but we have not made clear what we expect of them. We should change that during these next four years.

"Educators are willing to be held accountable if they are given a clear mission and the resources they need to achieve that mission. The key to great schools is great teachers, and we have great teachers in North Carolina. It is time to give them the clear mission, the decision-making authority and the tools they need to do their job!

"We must set higher standards and instill greater accountability. So our budget proposes an Education Standards and Accountability Commission that will involve educators, parents and business people in setting high standards.

"These standards must define what our graduates should know and be able to do to compete in the 21st Century economy. The standards must be high, they must be specific, and they must be measurable. Then we will be able to hold our schools accountable for results!

"We know that the work teachers do in the classroom too often is overwhelmed by the problems children bring to the classroom. So we must start earlier to prepare our children for school and for life. This is primarily the family's responsibility, but we can do more to help and we can do it by making these investments:

- 5 million dollars to enact the Baby Bill, strengthen the child–staff ratios for child–care centers and demonstrate that we in North Carolina are committed to doing the most of any state in America for our children.

- 16 million dollars to guarantee that every child receives immunizations against disease. President Clinton has made a commitment to do this for many children. I applaud him for that, but we can do it for *every child*. And, if we can afford to pave every road in North Carolina that carries 100 automobiles a day, we can afford to vaccinate every child in this state.

- 3 million dollars to expand financial help for the working poor who too often cannot afford quality child day care.

- 8 million dollars to provide greater child–care tax credits for middle–income families.

"And let's begin this year the most ambitious partnership for children of any state in America.

"Our budget proposes 60 million dollars to establish an ambitious new public–private initiative. Leading it will be something we will call North Carolina Partnership for Children. This Partnership for Children will bring together parents, churches, the nonprofit sector, business and government. It will lead our crusade to develop a strategic vision for our early–childhood initiatives.

"It will challenge people in local communities to think creatively and come up with innovative ways of providing health care, child care and other services to children. Local people — whether in Gates County or Mecklenburg County — can best decide what works in their communities.

"It will chart our course for the next four years and for the next generation. It will make North Carolina a state where children come first. It will lay a foundation that will give our children the best start, the highest hopes and the brightest future of any state in this nation! We can do it in North Carolina and let's start this year.

"These are ambitious goals. But we can be satisfied with nothing less. We are building for the next generation.

"We are building the house of which Dan Blue spoke. It is the house that our children and our grandchildren will inhabit.

"Regardless of what we do this year, as long as one child cannot see a doctor, we have not done our job.

"As long as one child contracts a disease that could have been prevented, we have not done our job.

"As long as one child's parents are unable to get a good job and make a decent living, we have not done our job.

"As long as one child's teacher is held back in any way from doing the job of teaching, we have not done our job.

"As long as one child cannot get a public education that paves the way for success in life, we have not done our job.

"As long as we fail one child in North Carolina, we have not done our job.

"I am realistic enough to know that our job will not be finished this session ... or in this four years.

"But I am optimistic enough to believe that all of us in this great chamber tonight ... and all of us in this great state ... will not rest until we have built this house for every child.

"A house of healthy starts. A house of education. A house where the air is clean and the water is fresh and the land is green. A house where we are safe. A house where our children can grow and work and earn and provide a better future for their families.

"This is our great challenge. This is our chance. This is our time. Let us begin now to build this house — for our children, for their children and for the future of North Carolina.

"Thank you. I look forward to working with you."

REMARKS OF VICE PRESIDENT ALBERT GORE, JR. JOINT SESSION Friday, February 19, 1993

"Thank you, ladies and gentlemen. Thank you so much for this wonderful, warm welcome. It is a great pleasure to be here in North Carolina and I appreciate the honor of being able to address this joint session.

"Lieutenant Governor Dennis Wicker, thank you for your introduction and for your leadership. Governor and Mrs. Jim Hunt, about whom I'll say a little more in a moment, thank you so much for your courtesy. To my friend, the Speaker of the House, Dan Blue, thank you for your friendship and leadership; and President Pro Tem, Marc Basnight, may I say the same, thank you so much; and to all of the members of the leadership of the House and Senate, and to all of the members of the North Carolina Legislature, thank you for your courtesy. To the members of the United States House of Representatives delegation from North Carolina who are present for this session, I appreciate your attendance here: Congressman Tim Valentine, Congressman David Price, Congresswoman Eva Clayton, and Congressman Mel Watt. You have in these four individuals and other members of your delegation, outstanding representation in Washington. I know you are very proud of the contributions they make to our nation's leadership and may I compliment them very sincerely for the way in which they have consulted very closely with President Bill Clinton during the period of time when President Clinton was confronting the nation's economic crisis and putting together the program about which I will speak in a moment. They have been invaluable allies in

providing advice to the President and in enabling the President to see the importance of those elements of this plan that affect North Carolina.

"There are a number of others here who are present that I should acknowledge individually, but forgive me for not doing so because they are too numerous to mention. But since this is my first trip to North Carolina since the Convention, I was flooded with memories of the Inauguration when I saw Jeanette Hyde and Tom and Jill Hendrickson and others, and I was recalling when Tipper and I were dancing at the Inaugural Ball, and Jeanette and Wallace were there. The next day, I couldn't quite understand why everywhere I went people who had watched the events on television would come up and say, 'You know, Tipper is a really good dancer.' And I waited for the rest of the compliment, and waited, and somehow no one thought to add, 'You are, too.' Well, even that didn't prepare me for the scene on Jay Leno's program—I don't know if any of you saw it—I hope you didn't. They showed a videotape of Tipper and me dancing Inauguration night; you could see Wallace and Jeanette off on the side there, and then he focused in just on me dancing and then he brought five men at random from the audience to have a contest to see if anyone could dance worse than our new Vice President. That's all right. I can take it. That's all right. I remember when they gave advice before the Inauguration on how to watch the Inauguration, and one of the comedians said, 'If you use a strobe light, it looks like Al Gore is moving.' Another one said, 'When he gets his annual checkup, they send him to the U. S. Forest Service.' And you know the old one about 'How can you tell Al Gore from a room full of Secret Service agents? He's the stiff one.' The Secret Service agents like that one, I'll tell you.

"Incidentally, I mentioned the members of the delegation from North Carolina. I am going from here to Georgia and I want to acknowledge Congressman Buddy Darden, who flew down with Eva Clayton and me on the plane. I am glad to have you as a neighbor.

"I started to say that yet another reason why I am so proud to be able to stand in this Chamber and address this Joint Session is that you have already faced the same kind of challenge that our nation is now facing. President Bill Clinton and I are keenly aware of the courage and vision shown by Members of the North Carolina House and Senate. When you were confronted with an unprecedented budget deficit, slow growth, and high unemployment, and many who urged you to do nothing, but instead you looked at the future of this state and you decided that you would not shirk your responsibilities and that you would instead summon the courage to both cut spending and raise revenues with a one-to-one formula, as I recall, and put this state on the course toward a sound economic future with the kinds of investments in education and job training and technology in the Research Triangle and protection for the environment and investments in the skills our people need to lay the ground work for the progress that you are now poised to enjoy.

"North Carolina is, on average, better off than the nation as a whole today, in large part, because the citizens of this state have

communicated to you and the legislature the ideas that you then enacted after you summoned the courage to which I referred and then you made the tough decisions to implement those policies. Well, now we face the very same challenge in the nation as a whole. Once again there are those who say do nothing, continue the gridlock, stand by and just let it happen. We are taking our cue from what you have done and we are facing up to the problems, seizing the opportunities, laying the foundation for the progress we need in the future. It starts with people. And may I say that it is indeed a pleasure and an honor to be with Governor Jim Hunt, because the kind of leadership and vision for which North Carolina is nationally recognized, when it comes to education and economic development and the sorts of investments that I referred to a moment ago, are really identified with Jim Hunt. When President Clinton was Governor of Arkansas, he worked closely with Governor Hunt and I know he values Jim Hunt's friendship and support.

"And now, Governor Hunt and all of you in this Chamber are confronting the new challenges that you have made it possible for this state to confront. As legislators, you and Governor Hunt know just how tough it is to make those excruciatingly difficult choices. Choices that Washington too often has ducked and avoided. Your leadership here and your actions have made it possible for your state to really face the serious economic problems and to put in place sustained reforms: to develop your economy, strengthen your schools, rebuild your roads and bridges, protect your environment, support families and children.

"And now, together, we must keep the commitment that all of us have made to the people that we serve.

"Because now, in the nation as a whole, we stand at a remarkable time in our history with an unprecedented national challenge. The American people are expecting a lot from us. They deserve a lot more than they have been getting from their government and, it's time, in the words of President Bill Clinton, to 'rededicate ourselves to strengthening families, creating jobs, rewarding work, and reinventing government....we can lift America's fortunes once again.'

"It will not be easy or simple or quick. We've been fooled before by rosy scenarios and empty optimism. But not this time. The President is offering this nation a bold and courageous opportunity for progressive change. Those who want to continue business as usual will be running a failed business, offering only more complacency and the status quo at a time when Americans are seeking a new direction and real leadership. It is that new direction, that leadership that President Clinton is offering America. We cannot afford to continue the status quo. We have got to change.

"You know that. You hear it every day from the people of North Carolina who you serve. You hear it from parents frustrated because they want to give their kids more and can not. You hear it from business people who want to invest and expand, but can not. You hear it from community leaders concerned that we're losing that sense of shared purpose that has always been our nation's strength.

"Yes, here in North Carolina, the unemployment figures are down slightly, and you are, relatively speaking, better off than many parts of

this country, but even here the unemployment rate is not what it ought to be. You know that, because you are part of a national economy just as our nation is part of a world economy now and no matter how bold and how courageous and how wise you are in your decisions about state policy, in order for the people of North Carolina to thrive and prosper, we must engineer in our nation an economic recovery that puts people back to work. I know that the economists like to call our current period of time a recovery. But the people of this nation know better. We are 3 million jobs short of what a normal recovery would produce at this point in the economic cycle. Family incomes are stagnant. They are not going up. The number of full-time workers living in poverty is higher today than it was before the recent recession ever began. And, of course, we are borrowing one quarter of what we need to pay our bills. Can you imagine the depth of irresponsibility that is involved in borrowing 1 billion dollars every 24 hours. It is absurd and make no mistake about it, those who argue in behalf of continuing the gridlock, and the inaction and delay, and denial are in favor, really, of continuing this practice of borrowing 1 billion dollars every day. We are going to put a stop to it and put our nation on the course toward fiscal responsibility.

"I met with a member of Congress yesterday who, unlike those gathered here, was not a supporter of the President's plan. Indeed, this particular member, who will remain nameless at least for the time being, had criticized publicly the plan, one of the few, and said 'I want more spending cuts'. Well, I listed the spending cuts in the program and there are 150 very difficult spending cuts in this program. You know how difficult they are. Well, we are going to make them. But this member of Congress said that he wanted more spending cuts. In the privacy of our conversation, I said 'we are anxious to hear your suggestions. I will communicate with President Clinton this afternoon when I return to the White House. Give me your suggestions. I would like you to be specific, please. Tell me exactly which additional ones you want to make.' He was speechless. He said, 'Well, we've got to change the process.' Well, the process is making tough decisions. Where are the specifics? Let's hear them.

"Part of the reason our nation has gotten into this mess is that for the last several years, going back 12 years really, both political parties, and both the House, Senate, and White House in Washington, have used questionable assumptions and phony numbers and smoke and mirrors and then debated one another on the basis of which smoke and mirrors might seem more persuasive. And the national interest has been left behind because it is always easier when you get to that fabled location between a rock and a hard place to simply assume your way out of the dilemma and pretend to the American people that you have suddenly discovered a new, rosy scenario, a new set of cook books, a new set of phony statistics that have magically enabled you to avoid a tough decision. So listen carefully when those who champion gridlock and criticize President Clinton's plan speak up and say in evermore general and vague terms say they want to do something else. Listen to hear the specifics. Ask them to offer their tough choices.

"The fact is that skyrocketing deficits and health care costs are now killing our dreams and the engine of our economy has stalled. We can

sit stuck in the mud or we can start working together to pull America out of the ditch and start moving America forward again.

"President Clinton is working to bring our nation together and to move us forward.

"We are a nation that has of course met many challenges, and that has summoned — at times in ways we didn't expect — a unique courage and spirit that speaks to our most basic values: faith in God, love of family, commitment to country; honesty, hard work, and plain old-fashioned common sense. It is time again, now, to find that courage, to renew that spirit, to remember what we value, and what we have always been willing to fight to preserve.

"President Clinton is right, we can do better. We must do better. And President Clinton is offering America a new direction:

"A plan, first of all, to jump-start our economic growth now and keep it running strong into the future, investing in our people, their jobs and their incomes;

"Secondly, a real commitment to honor work and strengthen our families to replace the stale rhetoric and hollow promises with real actions;

"Third, substantial, honest, and credible reductions in the federal deficit.

"And perhaps, most importantly, President Clinton is offering Americans a reason to trust their government again by putting away those smoke and mirrors about which I just spoke and, putting aside rosy scenarios and instead—doing what you have done—making the hard choices with real spending cuts, not gimmicks; and real cuts in government; real cuts in waste and perks and privileges and by providing fairness, finally, where inequity has too long been accepted and sustained.

"Now I believe that our most urgent priority must be to create jobs and that's what the President's economic stimulus package will do — creating 500,000 jobs in the next few months. By the end of next year, when the stimulus package has done all of its work, by investing in America—by putting people to work repairing our roads and bridges, the traditional supports for our economy, and by putting people to work on new and different kinds of roads, I call them 'information superhighways', in Research Triangle you know about them, highways that will carry data and knowledge, the commerce of the future.

"We'll provide incentives to encourage private investment, including a tax credit for small businesses that invest in growth and new jobs. We will provide a tax credit for firms that invest in research and technology that results in new jobs. We will expand the summer job programs to include hundreds of thousands of new summer jobs — nearly 700,000 of them this summer.

"And here, in the Research Triangle area, you understand better than many how important these investments in high technology can be

in growing an economy. It is not too far from here that your universities and research centers and businesses are providing an example for the nation and the world of what technology can accomplish and what technology can promise for the future. Better products. Higher profits. Better jobs. Quality education. Improved health care. A cleaner environment. Technology works. You know that and so do we. But we have got to build a partnership between government and business and universities.

"That is why our long-term investment plan includes major new incentives to explore these technologies that mean high wage, high skill jobs here at home and a stronger competitive position in world markets. President Clinton and I will be talking about these initiatives in greater detail next week when President Clinton presents the new technology plan. We share a strong commitment to maintaining American leadership and encouraging American ingenuity.

"You know, just as you realized in your approach that small business is the key to job creation, so do we. Some of you might have noticed in the *Wall Street Journal* this morning, there was an article saying that small businesses are the most excited—very excited about the new economic plan. That's where the new jobs are created and that is what we want to encourage. Small businesses make up more than 90 percent of the businesses and yet less than half of the overall employment. But when you look at the new jobs that are created when a nation starts moving forward again, 90-plus percent of the new jobs are created by small businesses. Our long-term plan includes a permanent investment tax credit for small businesses and a new commitment to ensure that even small manufacturers have access to the high technology that Europeans and Japanese firms are using so effectively in world competition.

"We are investing in education and training, in defense conversion to help displaced workers get the skills they need to find good jobs.

"We are investing in our families and our children: expanding the earned income tax credit to make sure that no family with full-time workers still lives in poverty. Let me say that again. With passage of this plan, we will be able to say to the people of North Carolina that if you have children and you are working 40 hours a week you will not live in poverty. Never again under this plan. The plan also provides full funding for Head Start to give every child eligibilities—to give every child who is eligible the benefits of a Head Start. It will also fully fund the women, infants and children program to guarantee that our children grow up healthy, not hungry.

"Over four years, our plan will produce more than 8 million new jobs for the American people.

"And, over four years, our plan will provide the largest deficit reduction in history — and it's time.

"President Clinton did face the tough choices and is making the tough decisions. He moved carefully in this plan to minimize their economic impact, to remain true to our long-term investment goals as we reduce

the deficit, to direct the peace dividend to investment not consumption, to redirect the budget toward investment and the result, as I mentioned: 150 specific cuts in government spending programs. The elimination of unnecessary agencies and commissions and programs and a revenue plan that finally restores fairness to our Tax Code. And I invite your careful attention to the effect by each income group. It is fair and progressive.

"And our spending cuts start where they must — with the government. The twenty-five percent cut in the White House staff was difficult. I guarantee you, I had a ringside seat. The three percent cuts across the board, in the government agencies and departments, will be difficult, but it is only the beginning because we are going to continue cutting spending in every agency year after year and we are going to reinvent government because the quality control revolution which swept American business somehow left the federal government behind. We are going to bring that revolution into government and cut spending more. President Clinton directed his cabinet to make cuts in unnecessary spending of all sorts, to park the limos, to shut the executive dining rooms, to get rid of the perks, and the useless parts of the agencies. That was nine billion dollars in savings, just in the categories that I described. And Wednesday night he went further, calling for an across-the-board freeze on federal salaries. A very tough decision. We appreciate and respect all of those in the federal work force and are asking them to join with us enthusiastically in making these cuts effective. But ladies and gentlemen, we have got to see government tighten its belt. We have got to have across-the-board savings and that's why even tough measures like a one-year freeze on all federal salaries are justified now because we are committed to a government that works smarter, harder and better for less. It is time, as the President said, for government to be as frugal as any household in America.

"We are asking the wealthiest Americans who can best afford to bear the burden to pay their fair share. We do not begrudge their great success during the 1980's during which they paid the least. But we are asking them to help pull their share of the load. We are not out to soak the rich but we don't want to drown the poor and the middle class. It is time for fairness and progressivity. We are also asking the richest and largest corporations to do their share. They had very healthy profits, which are good for our country, but based on unfair and unreasonable loopholes. The result was often an increased burden for again middle income taxpayers. So we are closing the loopholes that allowed special interests, for example, to deduct the costs of their lobbying, that allowed businesses to write off the cost of three-martini lunches and other excesses that we simply can't afford anymore at a time of frugality. We are doing away with the subsidies that not only allowed but encouraged U.S. companies to move jobs overseas. We welcome an open world trading environment, but we don't want to use tax dollars to subsidize and encourage the shutting down of factories here and the relocation of jobs overseas. That doesn't make sense. And we are collecting from foreign corporations who make money in America the taxes that they owe in America, not on a discriminatory basis, but on

the basis of the following principle. They should pay the same taxes on the profits they make here that American companies pay on the profits that they make here.

"What we are not doing is asking the middle class to pick up the tab. And let me be clear about this one point. All of the changes in the income tax code that I have referred to will result in the following fact: 98.8% of the families in North Carolina and in America will face zero increase in their income tax rates. 98.8%. And we are not making new cuts in Medicare benefits to beneficiaries. We are moving to control health care costs by cutting some payments to those who provide health care, sometimes in a wasteful fashion, but even this is a temporary step until we reform the entire health care system and later this year that is what we are going to do. We will have a comprehensive plan to reform America's health care system this spring. And let me be clear about the change we are making in social security. No one who currently does not pay a tax on social security now will be paying a tax under this plan. That means, 80% of social security recipients will not be affected. We are asking older Americans with higher incomes, people who do not rely on social security as their only means of support, to pay more on a formula which guarantees that the 15% of their social security benefits will not be subject to any taxation. This is the wealthy or higher income recipients. This will allow them to get back in full all of the payments they made into social security plus the full interest that would be owed without any of that being subject to taxation at all. Only the excess would then be included in taxable income and only for couples that have $32,000 a year at least of additional income over and above what they receive from social security each year.

"Now I want to talk as well about the modest energy tax we are proposing, because it represents an important way for us to not only reduce the deficit, but reduce pollution levels, increase energy efficiency, and become more competitive, and reduce our reliance on imported oil. Let me repeat the facts the President provided: for a family earning $40,000 a year, these measures, when fully implemented years from now, will mean less than $17 a month and the effect on lowering interest rates will more than offset that. For families earning less than $30,000 a year, there will be virtually no tax at all because of the compensating changes we are making in the Tax Code; such as, the expansion of the earned income tax credit.

"And let me say another word about interest rates. I don't know how many have noticed but as soon as President Clinton began to send the signals after the election that we were deadly serious about reclaiming our economic future, proposing a fair energy tax and deep spending cuts, investments in our future, long-term interest rates started going down not long after the election and as soon as the details began to come out, long-term interest rates started going down more. Now why? I'll tell you why. It's not a mystery. Those financial markets filled with analysts who look at the future and try to figure out whether or not this nation has any determination at all to control our financial future have for several years now been pushing long term interest rates on mortgages for homes and farms, mortgages for everything that you buy, cars. They've been pushing those interest rates way up because of what

they see as a tremendous risk facing America's financial future due to the lack of any sense of responsibility on the part of its leaders. As soon as President Bill Clinton began to present to the American people a common sense plan for spending cuts and revenue increases, deficit reduction, and growth in jobs, those same analysts and financial markets began to change their minds about America's future and in the thousands of transactions that make up the marketplace they began to bring those interest rates down. It's not a technical matter. It means that your constituents can refinance their home mortgages with lower monthly payments. It means that it's cheaper to buy a Saturn automobile from Tennessee. It means that it's cheaper to finance a business expansion or to buy a farm.

"That's the benefit of having leadership from Bill Clinton to reclaim our economic future. But we must have leadership, not only from the President of the United States. We must have the same kind of courage from the Congress that you, in this legislature, have already shown. The special interests tried to prevent you from doing what you did and I guarantee you the special interests are out in force in Washington, walking the hallways, saying get rid of your courage, stop thinking about the future, worry about the special interests. How can we overcome that? Very simple. By having the American people communicate their concerns for the future to the elected representatives in the House and the Senate. For too long, we've been ignoring it. We've got to change, ladies and gentlemen, we've got to start telling our children that we are going to prepare for them the brightest future that we are capable of preparing. President Clinton is right. Instead of asking what's in it for me?, we must ask each other what's in it for us? For our children? For our future? For North Carolina? For the United States of America?

"It is time for the new direction that President Clinton has offered. We cannot allow this plan to die from a thousand cuts inflicted by self-interested and short-sighted attacks. We cannot allow those who wish to guard the gridlock and continue in action to kill this plan. We can work together to keep our nation together and support a balanced package for America. It is a clear choice. It is not an easy choice. But it is the choice that we must make together as a nation. A choice that we must make as parents committed to our children, as neighbors committed to our communities, as Americans committed to our nation. We have the courage to change, to act boldly, to extend our horizons and to realize our dreams. We must summon that courage and that spirit that has always made America great and strong. We must be true to the best of our traditions and the promise of our future. With your help and with God's continued blessings on this great nation, we will reclaim our future.

"Thank you very much."

STATE OF THE JUDICIARY ADDRESS
CHIEF JUSTICE JAMES G. EXUM, JR.
JOINT SESSION
April 1, 1993

"President Wicker, President Pro Tempore Basnight, Speaker Blue, Speaker Pro Tempore Colton, Distinguished Senators and Representatives, justices and judges, ladies and gentlemen:

"Thank you for this opportunity to speak about the Judicial Branch of government—probably the least understood, and, according to Alexander Hamilton, the 'least dangerous', branch.

"This is the third time you have invited me to do this. I hope it will become, if it isn't already, a tradition which legislatures and chief justices in the future will follow, not because we have to engage in this but because future leaders think it is a good thing for government.

"In 1989, I emphasized the great growth in our caseloads in the courts and the need for increased personnel. I spoke of the promise of certain alternative methods other than courtroom adjudication for resolving disputes, which were then in pilot stages in several of our judicial districts. I asked you to increase the salaries of our judges, and I asked you to submit to the people a constitutional amendment which would change the way we select judges from a partisan elective system to an appointive system.

"In 1991, I again spoke of the continued increase in case filings and I thanked you for giving us some of the additional personnel we had asked for in that year, without which, I said, our courts at that time 'would have been...in or on the verge of crisis.' I urged you again as strongly as I could to let the people speak on the issue of how we select our judges and I emphasized the need for additional funding to provide counsel for indigent criminal defendants. I think all of the things I said then, stand today.

"Today, many may be relieved to hear, I am not going to talk about judicial selection. I have said all I can think of to say on this issue. Suffice it to say now that we continue to lose sitting judges from both parties to the elective process. Others may be urging you to send a constitutional amendment to the people similar to the one recommended by your Judicial Selection Study Commission in 1989. I support this effort, as do most of our judges. I hope you will not wait until the system is broken on the anvil of partisan elections before you decide to fix it. Preventative maintenance, as in most other circumstances, is the best way to go.

"Neither will I speak on the need for increased judicial compensation. On this issue, let me simply refer you to the recommendations your Legislative and Judicial Salary Study Commission made to you in 1990. Copies of that report recommending upward adjustments to judicial salaries are attached to this report today.

"Today I want to discuss the challenges facing our judicial branch in the context of what is constitutionally prescribed for it and in the context of the society in which we live.

"In the Magna Carter of 1215, King John, without a lot of help from his barons, said 'to no one will we delay right or justice.' The North Carolina Constitution echoes this provision in Article I, Section 19:

> "All courts shall be open; every person for an injury done him in his lands, goods, person, or reputation shall have remedy by due course of law; and right and justice shall be administered without favor, denial or delay.

This provision defines the central mission of our courts. It means first, that our courts must be available to all persons rich or poor who claim to have been injured by someone else; and second, that the courts must provide some remedy, as the law prescribes, for the injury.

"The point I want to make here is that the judicial branch operates under a constitutional mandate, many of which are contained in Article 4, one of the oldest mandates in the English-speaking world. Our courts have no choice but to do what the Constitution demands. We cannot refuse to hear and determine claims lawfully brought before us. We have no control over the number or nature of these claims. We must, under the Constitution, accept them as they come and decide them one way or the other.

"And, let me suggest to you, the legislative branch likewise has no choice about whether to provide the funds and resources to enable the judicial branch to do its work. The Constitution, by implication at least, requires that this be done. Our courts are not a discretionary program to be funded or not funded depending on our, or your, desires. Whether to fund them so that they can adequately accomplish their constitutional mission is a decision which the Constitution has already made for us. The constitutional decision is that the courts must be adequately funded.

"Now I am glad to say and thank you for the fact that this North Carolina General Assembly has always recognized these things and has responded relatively well to the requests we have made of you in the past. The issue with you has never been will the funds be provided but rather, how much is adequate. You have relied on us to inform you and have properly insisted that we defend our notions of adequacy. Our policy has been to be 'up front' with you and honest with you and not to over-plead our case. In our current funding requests, which I know are large, we have continued this policy.

"Now, what about the society in which we live and how it affects our courts?

"There is, as you know, an awful lot of 'injury to others' going on out there. Perhaps the overriding issue of our time is the rampant intentional violence which seems to permeate not only relationships between adults but also relationships between the very young. There is a lot of alienation, and polarization, among our people. There is less tolerance of opposing views. Disagreements tend to be disagreeable. And, violence is too often the resolution of choice—violence in the streets, violence in the home, and even, as we know, violence in the schools. We

are so bombarded in the media with accounts of violence that, God forbid, we are fast becoming desensitized to it. But, ladies and gentlemen, we must never give in to violence. We must never take it for granted. North Carolina is suffering from the kinds of problems we once thought were reserved for large, urban states. These problems are not only in metropolitan areas, but the peace and solitude of many of our rural communities has been upset as well.

"The more violent and lawless our society becomes, the more work our courts have to do. Some say that our courts are so overburdened with criminal cases that they are in 'crisis' and unable to carry out their constitutional mandate. While the lack of available jail and prison space, I think, has reached critical proportions, I do not think our courts, per se, are in crisis, yet; but they could well be if you do not continue to provide the necessary personnel and equipment we need to meet the challenges we face today.

"Ladies and gentlemen, our court system is now operating under the most severe strain that I can recall in my twenty–six years on the bench.

"During the last eight years, case filings per year have grown 54.6%. Cases pending at the end of each year are growing both in size and in age. In the last eight years, total cases pending in superior court at the end of the year have increased by 108%. Felony cases pending grew by 168%, and pending domestic relations cases in district court, by 66%. Yet, court personnel during these years grew by only 27%.

"For the first time since I can remember, we are having to cancel superior court regularly scheduled sessions because we do not have enough superior court judges to staff them. Our superior court judges are stretched thinner than they have ever been.

"Justice should be timely. The Constitution promises that it will be 'without...delay.' Today, in too many instances this promise is not being kept. Most would agree that a year is a long time to have one's life disrupted. It is a long time for the business whose future depends on the outcome of pending civil litigation. It is a long time for a criminal defendant to await trial, especially if he or she is innocent. It is a long time for a victim, or his or her family, to wait for the point at which they can begin to rebuild their lives. It is a long time for a family to wait over who will have custody of a child after a marriage has ended.

"If you took a snapshot of June 30, 1992, 6,284 civil cases pending in our courts were over one year old. Almost 10,000 felony criminal cases were over one year old. In district court 15,327 misdemeanor cases were over one year old, and 13,606 domestic relations cases were still waiting to be resolved after one year. For those whose lives were disrupted by these cases, our courts did not deliver justice without delay.

"Yet our judges and other officials are working harder and disposing of more cases than ever before. I continue to be proud of their effort and dedication.

"Let's look at cases per judge and per prosecutor. Comparisons from eight years ago to the year ending last June show that case dispositions

per judge and per prosecutor are way up: from 1200 to 1700 for superior court judges; from 8800 to 11,000 for district court judges; and from 4860 to 6331 for our prosecutors. In our clerks' offices the cases handled per employee have gone from 1000 to 1300 per year.

"Comparisons in other areas demonstrate the dramatic increase in the work of the judicial branch over the last several years. For example, child support collections amounted last year to $310,000,000, as compared to $90,000,000 in 1984 and $209,000,000 in 1988.

"Now, not only are we working harder than ever; we are also constantly trying to improve our efficiency, the quality of our work and the satisfaction of litigants and others with the process. Our alternatives to resolution programs, which you have wisely authorized, have great promise in all these areas.

"We are also challenging the traditional ways in which court itself is managed. Last year, relying on grant funding, we began experimenting with night court in the district courts in Wake and Buncombe Counties. In Mecklenburg County, we are experimenting with an entire session of superior court devoted to handling felony drug cases. That court conducts trials during the day and arraignments at night. In ten districts, Chief District Court Judges have implemented administrative courts aimed at reducing inconvenience and delays and making court calendars more productive.

"Over the last two years we have stressed the need for local judicial leadership to take the lead in developing new management techniques for our trial divisions. In twelve judicial districts we have established an 18-month pilot project in which our judges with administrative authority are challenged to reach certain performance standards aimed at improving the use of court time, and the management of jurors. Where new methods work, we intend to put them in all of our districts.

"We have followed closely, too, your efforts to make government less costly. Within the judicial branch we have undertaken a number of cost savings measures ourselves. We have reduced juror fees by nearly one million dollars annually. By concentrating on recovery of indigent persons attorney fees we are putting back nearly $4,000,000 annually into the fund which pays for these attorneys. And we are now reporting electronically over 2.4 million drivers license convictions annually to the Department of Motor Vehicles. We eliminated time consuming manual reports and duplicate data entry requirements in two separate departments of state government.

"We can't do the job that the Constitution demands without more help from you.

"My recommendations to you are these:

"—Grant the resources, both personnel and equipment, which are contained in our continuation and expansion budgets. We need these additional judges, prosecutors and others.

"—Next, I urge you to re-establish and fund the Courts Commission so that there will be one body

representative of the courts, the legislature and the people which can conduct ongoing studies of the needs and operation of our court system and make recommendations to you for its improvement.

"—Help us to attract the best lawyers to become judges by improving judicial compensation according to the recommendations of your Legislative and Judicial Salary Study Commission and by improving the way in which we select and retain judges. The compensation of other court officials, our district attorneys, public defenders, clerks, and others, need also to be increased accordingly. At least send to the people, this year, the constitutional amendment which would give District Court Judges the additional security of an eight-year term instead of the four-year term which they now have. We lost three experienced Chief District Court Judges and three experienced District Court Judges to the electoral process last year. Terms that last only four years are a real impediment to getting the best people for these jobs.

"—Keep our deputy clerks' and magistrates' pay plans intact. These people, through their hard work and commitment to their jobs, have proved themselves deserving of the confidence you placed in them when you adopted these plans in the first place.

"—Fund at adequate levels the Indigent Persons Attorney Fee Fund. This fund is already exhausted in at least seven judicial districts. The lawyers in those districts, to their credit, are continuing to represent indigent criminal defendants on only the promise that they may be paid sometime in the future. This is not fair. This shouldn't be. Both the federal and state constitutions mandate that we furnish counsel at adequate pay for indigent criminal defendants.

"Now, in addition to these things (and this recommendation won't cost a cent), I think it is time for you to divide in half the first judicial division in the east and consider doing the same for the second division which is the next division to the west. A map showing the judicial divisions is attached. These are our two largest divisions geographically. This would reduce the time and distance the superior court judges in these divisions spend traveling from one district to the other in compliance with our system of rotation of judges mandated by the Constitution. It would promote the efficiency of the superior courts in these divisions without adversely affecting their impartiality and the justice they administer.

"I also urge you to adopt the recommendations of the Sentencing Policy Advisory Commission. We definitely need more prisons in North Carolina as the Commission wisely recommends. But we also need a sentencing system which is resource predictive—which tells you not only how many prison beds are needed but also how many other

sorts of resources are needed for persons who are not going to be sent to prison. But alternatives to imprisonment will not work unless there is a meaningful threat of imprisonment to put teeth in the alternatives.

"With a sentencing system like that recommended by the Commission, you can get as tough on crime as you wish; but you will be able responsibly to estimate the resources that are needed to get tough and to provide them accordingly. In other words, you can put such numbers in that sentencing grid as you want and can afford. It is the idea of the predictive grid that I hope you will adopt this session.

"Now, let me end where I began—with the society in which we live and the place of our courts in that society. The Constitution mandates that our courts provide remedy as the law requires to those who have been injured by others. The courts are not the answer to those conditions which cause people to injure other people. The courts are but the last repositories for the grievances themselves. We deal with them only after other institutions—families, schools, churches, friends, colleagues—have failed to prevent them.

"There was a recent article in the *News and Record*, formerly the *Greensboro News and Record*, by David DuBuisson, which recounts 'the old political adage which says that if you own a problem, you can live off it forever, but if you own the solution, you're in danger of putting yourself out of business.' Our courts are in no danger of putting themselves out of business because we do not own the solutions to violence and crime which permeate our culture. We own only the problems which the phenomenon has brought before us.

"One of this country's greatest judges, Judge Learned Hand of the 2d Circuit Court of Appeals, put it this way, when he wrote in 1942:

> '[T]his much I think I do know—that a society so riven that the spirit of moderation is gone, no court can save; that a society where that spirit flourishes, no court need save; that in a society which evades its responsibility by thrusting upon the courts the nurture of that spirit, that spirit in the end will perish.'

"It is true that no court can save us; but we do not shrink from our constitutional obligation to administer justice without favor, denial or delay. The judicial branch, respecting as it does this General Assembly, knows that neither will you shrink from your responsibility to provide us with what we need so we can do as the Constitution commands. Ladies and gentlemen, we need your understanding and your help.

"Thank you for your attention."

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1993
HOUSE COMMITTEE CLERKS AND SECRETARIES

Anne Cole, Supervisor

CLERKS AND SECRETARIES	COMMITTEE
Anderson, Dot	State Government-Military, Veterans & Indian Affairs
Ashford, Marcia	Pensions & Retirement
Baker, Pat	Health & Human Services
Barber, Dot	Financial Institutions
Beason, Janet	Appropriations-Natural & Economic Resources
Bennett, Melvin	
Bernhardt, Alison	
Berry, Barbara	
Blackmon, Margy	
Boyette, Mandy	
Branch, Carolyn	Constitutional Amendments & Referenda
	Majority Leader's Office

Britt, Billie	
Brothers, Susan	Minority Leader's Office
Buehlmann, Sue	
Bullard, Bernice	
Burke, Janice	Local and Regional Government I
Capps, Mary	Business & Labor–Labor Relations & Employment
Carmichael, Janice	Appropriations–Education; Majority Whip's Office
Christian, Gayle	Appropriations–Justice & Public Safety
Coley, Cindy	
Coley, Juanita	Appropriations–Transportation
Connelly, David	
Cooke, Kathy	
Cotten, Melody	
Covington, Cleta	Transportation–Public Transportation
Cram, Sharon	
Crocker, Dot	
DeMolli, Mary	
Doron, Anne	
Eakins, Jane	Transportation–Highways
Eaton, Kim	Education–Community Colleges & Universities
Edwards, Blinda	
Faulk, Shirley	
Ferrell, Aleshia	
Freeman, Molly	Judiciary III
Fuller, Joyce	
Gillis, Sally	Environment
Graham, Charlotte	
Green, Nancy	Appropriations
Grubb, Wendy	
Hamby, Jackie	House Committee Clerks' Office
Harrison, Betty	Business & Labor–Travel & Tourism

Hart, Catherine	
Haywood, Jermonica	State Government–Boards and Commissions
Hedspeth, Becky	Education–Preschool, Elementary & Secondary Ed.
Heffner, Tracy	
Helder, Christina	
Henshaw, Angela	State Government
Herndon, Nancy	Transportation–Airports, Railways & Waterways
Herndon, Nell	
Hinton, Jo	
Hocutt, Barbara	
Hollman, Patsy	
Holloway, Debra	Finance
Jacobs, Glenda	
Johanson, Lou	
Johnson, Linda	
Jones, Barbara	
Jones, Bonnie	
Jordan, Ann	Public Employees
Joyce, Nancy	Appropriations–Human Resources
Justus, Carolyn	
Keen, Cindy	
Kelley, Rosa	
Kidd, Anna	
Lee, Faye	Courts & Justice
Lee, Jan	Appropriations
Lennon, Betty Anne	
Lennon, Melissa	Transportation
Lipshutz, Sandra	
Littleton, Janet	
Mamoulides, Caroline	
Mathews, Judith	
McCann, Virginia	
McNeil, Bonnie	Judiciary I
Miller, Dee	Children, Youth & Families
Murray, Peggy	Minority Whip's Office

Murray, Rosa	
Osborne, Gail	Education
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Pearce, Lillie	
Peele, Anne	
Perkins, Sylvia	
Phillips, Susan	
Pittman, Jackie	Health & Human Services–Health Care & Access
Poole, Bobbie	House Committee Clerks' Office
Puckett, Debbie	
Randolph, Julie	
Reimers, Claire	
Reynolds, Emily	Finance
Reynolds, Mary	State Government–State Parks, Facilities & Property
Richardson, Barbara	Business & Labor
Robey, Judy	Local & Regional Government II
Robinson, Mary Lee	Health & Human Services–Aging
Rosefield, Donna	Appropriations–General Government
Rouse, Glenda	
Sheets, Marie	Agriculture
Shuford, Donna	
Smith, Suzanne	
Spruell, Cheryl	Health & Human Services–Human Services
Stainback, Ferebee	Judiciary II
Stancil, Mary Jo	
Stewart, Clarastene	
Stewart, Gail	
Suitt, Marilyn	Appropriations–Transportation
Sykes, Betsy	Rules, Calendar, & Operations of the House
Sykes, Edna	

Thomason, Susan	
Thornton, Laura	
Turner, Eula	Appropriations–General Government
Umstead, Jenny	Appropriations–Natural & Economic Resources
Underwood, Lois	
Veorse, Judy	Appropriations–Education
Warren, Betty	Business & Labor–Economic Expansion & Growth
Webster, Sandra	
Whatley, Florence	
Williams, Ryan	Appropriations–Justice & Public Safety
Willis, Judy	Ethics; Speaker Pro Tempore's Office
Wilson, Anne	Appropriations–Human Resources
Wilson, Jane Allen	Public Utilities
Yarborough, Debbie	Insurance

PRAYERS OFFERED IN THE HOUSE OF REPRESENTATIVES FIRST SESSION 1993

by

James W. McGinnis

House Chaplain

and Visiting Ministers

January 27, 1993

Almighty and everliving God, in whom we live and move and have our being, we thank Thee that Thou hast watched over us and brought us safely to the One Hundred Fortieth (140th) Session of the General Assembly of the great State of North Carolina.

O God, we acknowledge our indebtedness to the men and women who have served here over the years for the strong foundation of good government which is a cherished tradition. We will surely miss the Legislators who did not return. We honor the memory of Representative Nick Jeralds who was called to his eternal home on the 13th of December, 1992. We ask Thy comfort and sustaining love for his family and friends.

With the added diversity, talents, and experience of the new members in this Assembly, we anticipate working together toward a greater stewardship of the taxpayers' funds to the end that many blessings will be enjoyed by those persons most in need.

Lead, O God, these men and women to see the needs of the people in the country, in the towns, and in the cities, from the mountains to the sea. We pray for your guidance; for the dedication and energy to work hard and effectively, and for the patience to persevere that we may have quality education, jobs for the unemployed, health care, decent housing, a solution to crime and drug problems, and harmony among the people of this good state.

We humbly pray. Amen.

January 28, 1993

In the midst of a confusing and sometimes troubled world, we give you praise and thanksgiving, Our Father, for calling us together again.

As this General Assembly convenes, grant to us a special awareness of Thy presence – and create in us a new awareness of each other.

Remind us of those who have gone before us – and who have laid the foundation upon which we must build.

Make us sensitive to the needs of our people – and make us eager to be and become the leaders that You would have us to be.

Grant to Speaker Blue – a clear and courageous vision for this session – and give us the political courage that these times demand that we might give honor to the worth and dignity of every person.

And finally, O God, bind us together in a common cause that will transcend every distraction – and every divisive word – that together we may do Thy will.

Amen.

–Former Representative Parks
Helms of Mecklenburg County

Monday, February 1, 1993

Almighty God, we thank You for our restful and enjoyable weekend with family and friends and the renewal of our spirits through worship services and the attractive floral arrangement on each desk. We are grateful for a safe trip back to legislative challenges and responsibilities to You, our State, our Nation, and the World community.

Guide us, we pray, that we may creatively discuss and debate the issues and cast our vote remembering our constituents and above all our accountability and responsibility to You.

We humbly pray. Amen.

Tuesday, February 2, 1993

Blessed God, Inspirer, Hearer, and Answerer of prayer, Thou Shepherd and Guardian of the people, we rejoice in the glory of this new day of labor which is also Ground Hog Day.

May our lives so manifest the love that knows no evil that our prayers shall be no mere form of words, but the expression of souls in love with Thee and intent on helping all our citizens "to be all they can be " in mind, body, spirit, and service.

Grant us a useful day, a productive day towards resolving the issues which lie before us, not for personal gain or profit, but for the glory of Your Holy Name.

We humbly pray. Amen.

Wednesday, February 3, 1993

Ever–present God, unto Whom all hearts are open, all desires known, and from Whom no secrets are hid; cleanse the thoughts of our minds by flooding them with loving kindness, compassion, and forgiveness. May the words of the poet inspire us as we address the responsibilities and opportunities of the day.

"Drop they still dews of quietness,
Till all our strivings cease;
Take from our souls the strain and stress,
And let our ordered lives confess
The beauty of Thy peace."

We humbly pray. Amen.

Thursday, February 4, 1993

Eternal God, our Creator and Sustainer, we are grateful that You are near to us. As the Psalmist said that You are near to all of us who call upon You in truth. With one accord, blessed God, we acknowledge our need for greater wisdom, understanding, and patience and we confess our limitations of information and expressions of kindness.

Most gracious God, we are thankful that You can supply our every need as well as renew a right spirit within us. Let us not forget that we show our gratitude for all Your daily blessings by the quality of life we live before and among our fellow Legislators.

We humbly pray. Amen

Monday, February 8, 1993

Gracious God, as the recipients of numerous daily blessings, we acknowledge that we take too many of them for granted like health and strength, family and friends, and a job which challenges our skills and energies and from which we receive wages to pay for our livelihood.

O God, help us to show our gratitude for all Your blessings by the quality of our life and the example we live before and among our fellow men and women.

In all things help us to know Your Will and grant us the courage to implement Your Will, without fear or favor, for the happiness and well being of all the people.

We humbly pray. Amen.

Tuesday, February 9, 1993

Great God, we thank You for this land so fair and free; for its worthy aims and charities. We are grateful for people who have come to our shores, with customs and accents to enrich our lives. You have led us in the past, forgiven evil, and will lead us in time to come. Give us a voice to praise Your goodness in this land.

Help us, we pray, to be that Representative, that role model, in thought, word, and conduct that reflects Your love and stewardship for our lives and brings blessings to all the people.

We humbly pray. Amen.

Wednesday, February 10, 1993

O God, Who rulest over Thy people with Fatherly love, continue and increase the Spirit of concern, care, and wisdom to all who have received from Thee and the people authority of government. We are in the "people business" to help each person be all he or she can be, according to Your holy will, and at the same time we are charged with being good stewards of the peoples' trust.

We give thanks, O God, for each member of this Honorable Body, also the Speaker and his patient and persevering leadership, the

Committee Chairpersons and members, and the support staff and secretaries who make things work.

Blessed God, we thank You for the diversity of talents, abilities, skills, and experiences as well as for the common dedication and determination of these Representatives to bring more of the better life to all the people. United in this common goal, we can anticipate increasing joys for Your people.

Gracious God, we acknowledge and express gratitude for the life, leadership, and courage of Arthur Ashe. In death as in life he is an inspiration.

We humbly pray. Amen.

Thursday, February 11, 1993

Eternal and ever-present God, into Thy hands we commend our spirits, souls, and bodies, for Thou has created and redeemed them. Guide us and all whom we represent this day with Thine eye, and kindle Thy light in our hearts, that Thy godly knowledge increasing in us more and more, we may always be found to walk and live after Thy will and pleasure.

We pray that the Members who participate in the activities in Charlotte will have a safe and enjoyable trip.

We humbly pray. Amen.

Monday, February 15, 1993

Almighty and Everlasting God, our Creator and Sustainer. As you were with Abraham and Sarah, Isaac and Rebecca, Jacob and Rachel and Leah, so be with Your people today. Guide us in the way of truth, holiness and righteousness. Deliver each of us from foolish ambition and deceitful pride. We are truly grateful to You, O God, for the manifold blessings that you have bestowed upon us. With chastened humility we all confess our tendency toward arrogance, boasted security and self-dependence. In our human conceit, we all have trusted in our own strength and forgotten that You alone are the Source of peace and abiding happiness.

We pray for our President, Bill Clinton, our Governor, James Hunt, our Speaker of the House, Dan Blue, and all our State Legislators, and any who serve the people of North Carolina in public service, elected or appointed. Give our leaders fresh courage, renewed hope, and a clearer vision of duty to You and Your people. Endue with the spirit of wisdom those who have been entrusted with the authority of government, that there may be justice and peace in our communities. In times of prosperity fill our hearts with thankfulness, and in the day of trouble give us faith and courage to hold on to Your unchanging hand. Please hasten the day when "justice will roll down like water, and righteousness like a mighty stream". Bless this session and the work of those here who will faithfully labor on behalf of the people of our great State.

We humbly beseech You to hear our prayer and petitions in the precious and glorious name of Jesus Christ, our Savior and Lord. Amen.

The Reverend G. Wesley Raney, III, Pastor
The Laodicea United Church of Christ
Raleigh, North Carolina

Tuesday, February 16, 1993

O Thou Who art the same yesterday, today and tomorrow, and Who provides wisdom, guidance, and strength to all who call upon You – to all who call in truth, aware of their needs, and have faith that in You all things can be accomplished, according to Your Holy Will. Give us a clearer vision not only of the wonderful people and the natural environment of our State but also the prioritization and funding of people needs and other needs.

Discerning Your Will we pray for courage to speak and promote those bills which enhance the life of our citizens and protect the environment.

We humbly pray. Amen.

Wednesday, February 17, 1993

O Thou Who causest the sun to shine and the rain to fall upon the just and the unjust; O God, by whom the meek are guided in judgment, and light riseth up in darkness for the godly; Grant us, in all our doubts and uncertainties, the grace to ask what Thou wouldest have us to do, that the Spirit of Wisdom may save us from all false devices, and that in Thy light we may see light, and in Thy straight path may not stumble.

Gracious God, prepare our hearts and minds for the information we anticipate in President Clinton's address to the nation. May the challenges from our President, Governor Hunt, and Speaker Blue receive prayerful consideration, and with Your guidance and our cooperative labors, we will render a greater stewardship to You and bring added blessings to many people.

We humbly pray. Amen.

Thursday, February 18, 1993

O blessed God, we thank You that daily work is intended by You as a blessing and not as a burden or as a punishment. We are grateful that the nail driven straight and true, the furrow well turned, the study honestly engaged, the chore faithfully completed, the day's business properly done, all worship You in the integrity of necessary activities completed.

Gracious God, as we prepare ourselves for the visit by Vice–President Gore, we pray that Your will for these times will be conveyed in his speech so that the information will challenge and inspire us to move forward in meeting human needs and eliminating the huge fiscal indebtedness. Under Your guidance and our making the tough decisions, we will succeed!

We humbly pray. Amen.

Friday, February 19, 1993

Almighty God, we thank You that we are alive during these days of significant changes – not change just for the sake of being different but

change meaning growth, progress towards the accomplishment of basic goals such as Health Care for all our citizens, Education and Job–Training to meet today and tomorrows technology and living in community, and significantly reducing the National Debt so that our children and grandchildren may experience more of the "good life" in North Carolina which we have been privileged to enjoy.

We give thanks, gracious God, that in Your providence we are honored to have Vice–President Albert Gore, Jr. address this Joint Session of the Senate and House of Representatives. Give to Vice–President Gore the words and message we need to hear that we may be further enlightened on the urgent needs and priorities which face our State, the Nation, and our role as the Leader of "free peoples" throughout the world.

Under the leadership of Governor James B. Hunt, Jr., President Dennis A. Wicker of the Senate, Speaker Daniel T. Blue, Jr. of the House of Representatives and the dedication and perseverance of members in both Houses, we are confident that "people needs" will receive their rightful priority and a good accountability will be given to You as they follow Your guidance.

In his poem entitled, "A Psalm of Life", Henry W. Longfellow has caught something of our challenge.

Let us, then be up and doing,
With a heart for any fate;
Still achieving, still pursing,
Learn to labor and to wait.

We humbly pray. Amen.

Monday, February 22, 1993

Blessed God, You have made each of us a new, unique creation and we come from a variety of experiences with different abilities and backgrounds. Help us to remember during the days that we serve that it is the giving and sharing of our knowledge and understanding in the context of representative democratic government that we must carry out the duties of this high office.

Daily we anticipate the warmth of the sun and the refreshment and beauty of nature, and may we also be reassured that the Creator–God is still in control of the universe and blesses those efforts which come from a penitent, believing, and trusting heart.

In a spirit of gratitude and with great anticipation, may we look forward to each day as an opportunity for public service.

We humbly pray. Amen.

Tuesday, February 23, 1993

Eternal God, we thank You for the days with our families and constituents, and a safe return to legislative responsibilities. We lift our hearts in gratitude for all persons who not only challenge and inspire us but also make our lives more interesting, useful, and enjoyable.

Cleanse our thoughts, purify our aspirations, and strengthen our wills on the side of what is right and good and against what is wrong and evil according to Your holy will.

We humbly pray. Amen.

Wednesday, February 24, 1993

Blessed God, we never cease to marvel at the strength, refreshment, and renewal that comes to us each day after a night of rest in Your care when we have had a long day of labour.

We pray that we may know Your will each day and have the courage to share it for the benefit of our people and our personal growth in public service.

O God, for the safe trip of those persons who went to Forth Worth, Texas on behalf of saving the jobs of many hundreds of employees – whether on a temporary or long–range basis – we are grateful. May this activity remind us that *faith* and *works* are essential if we are to follow a guideline from One Master Teacher and thereby bring greater blessings to His people.

We humbly pray. Amen.

Thursday, February 25, 1993

Ever–present God, Who causest the sun and moon to shine and the rain and snow to fall upon the just and the unjust, speed and prosper every good work undertaken by this House of Representatives according to Your will, and give unto all of us, Your creatures, the spirit of Him Who came not to be ministered unto but to minister, and Whose joy it was to do Thy will in helping people in every circumstance of life.

Blessed God, be our Co–Pilot as we travel the highways so that human life and property will not be wasted or destroyed.

We humbly pray. Amen.

Monday, March 1, 1993

Blessed God, Who rulest over Thy people with Fatherly love, continue and increase the Spirit of concern, care, and wisdom to all who have received from Thee and the people authority of government. We are in the "people business" to help each person be all he or she can be, according to Your holy will, and at the same time we are charged with being good stewards of the peoples' trust.

Gracious God, as we see numerous services provided in our communities, we can be thankful. Whereas, we may also see former state employees joining those unemployed from the private sector, this is an additional reminder of the challenge to work for meaningful employment for each person. Under Your guidance and our ongoing cooperation and hard work, we will make progress towards the accomplishment of that challenge.

We humbly pray. Amen.

Tuesday, March 2, 1993

Almighty God, Who hast revealed Thy self in all ages, and for whom many in this Legislative Body know Thou are the Way, the Truth, and the Life. Guide us in Your way, enlighten us with the Truth, and grant us the courage and perseverance to provide and to support those measures which make for the more abundant life for all the people.

Blessed God, the poet John G. Whittier and the musician Frederick C. Maker speak to us through a familiar hymn during times of strain and stress –

"Drop Thy still dews of quietness,
Till all our strivings cease;
Take from our souls the strain and stress,
And let our ordered lives confess
The beauty of Thy peace."

We humbly pray. Amen.

Wednesday, March 3, 1993

O Thou Who art our Creator and Sustainer, we thank You for our creation and the opportunities to serve You and the people of this State and Nation. Help us to follow Your guidance in all things.

O God, we praise Thee for all Thy gracious blessings. We remember with gratitude the previous day the food that sustains our bodies; the variety of delectable flavors that add pleasure and zest to our lives; the people who grow, prepare, and serve the good things we enjoy; the generosity of those who on occasion entertain us; and the fellowship we enjoy in the sharing of food.

We humbly pray. Amen.

Thursday, March 4, 1993

O Thou Who art the Life of all that lives, the Strength of the weak, and the Hope of those that be cast down, inform our minds with Thy Truth, we beseech Thee, and our hearts with righteousness; strengthen our wills to choose the good and to refuse the evil; help us to bear each other's burdens, to forgive one another's faults, and to forbear with every defect of judgment and of temper in those with whom we live and who daily help us.

As we travel home to our family and return to legislative responsibilities, help us to be alert and safe drivers as well as an example to other drivers on the highway.

We humbly pray. Amen.

Monday, March 8, 1993

Blessed God, we thank You for the days with our families and friends, the spiritual refreshment and nurture from worship services, and a safe return to legislative work. We seek Your guidance not only in legislative matters, but also in our fellowship with You and with one another. "To those who ask it shall be given."

O God, with so many people ill at this time, we pray that Your healing powers may be manifested through the doctors, nurses, medicines, and prayers of Your people as well as through the faith of each one who is ill.

We humbly pray. Amen.

Tuesday, March 9, 1993

Ever-present God, Who hast revealed Thy self in all ages, and for whom many in this Legislative body know Thou art the Way, the Truth, and the Life. Guide us in your Way, enlighten us with the Truth, and grant us the courage and perseverance to provide and to support those bills which make for the more abundant life for all the people.

O God, we pause to thank Thee for the Scouting program through which thousands of girls and boys have had or are now having great training in learning many skills as well as in developing a character that makes for a firm foundation to live in a democratic society. During this Girl Scout Week we salute the House Pages in their attractive Girl Scout uniforms, and we extend our gratitude to their parents and the Scout leaders. If all our young people were active in a Scout program, how different many things would be.

We humbly pray. Amen.

Wednesday, March 10, 1993

Almighty God, Who hast blessed this great State in numerous ways, endow these Representatives with insight, courage, and perseverance that they may be the stewards You would have them to be, and thus be a blessing to all the people.

O God, the Rock of ages and our hope for years to come, help us to remember and to be thankful for the joy of living in a State which has a tradition and a firm foundation of "good government and fiscal responsibility". Truly the pressures on this Legislative body are persistent and possibly tempting, nevertheless, there is the need to represent ones constituents and above all to remember that each one is both accountable and responsible to You for his/her motions, votes, and stewardship of life.

With the assurances of Your guidance and our commitment to be faithful stewards, we will courageously focus upon the most urgent needs as well as those of a lower priority.

We humbly pray. Amen.

Thursday, March 11, 1993

Eternal God, Who art the Author and Giver of law, from Whom alone all just designs and righteous judgments proceed, give unto all of those who frame, interpret, or administer human law the counsel of Thy Holy Spirit, that they may know themselves Thy ministers. May they neither be influenced by prejudices nor may they appeal to the weaknesses of others; but that they may deal fairly and counsel wisely in

all matters; to be the servants of all people, but the hirelings of none, and thus enhance the coming of the kingdom on earth.

We humbly pray. Amen.

Monday, March 15, 1993

O blessed God, Lord of the storm and of the calm, the heavy snows, freezing rain, slippery highways, and power outages, we express our sorrow and regret for the loss of human lives, the destruction of property, and other losses and inconveniences which resulted from severe weather conditions during the last several days. To all those men and women who sought and some still seek to help or assist others in need we are truly grateful. We think of such groups as law-enforcement persons with emphasis upon the Highway Patrol, and Emergency Management with the Red Cross, the National Guard, and HAM Radio Operators working cooperatively to save life and reduce property losses.

O, God, for a safe return to elected duties we are thankful. Help us to show our gratitude for all Your daily blessings by the quality of life we live before You and among our fellow Legislators.

We humbly pray. Amen.

Tuesday, March 16, 1993

Gracious God, Inspirer, Hearer, and Answerer of prayer, Thou Shepherd and Guardian of the people, we rejoice in the glory of this new day of labor.

May our lives so manifest the love that knows no evil that our prayers shall be no mere form of words, but the expression of souls in love with Thee and intent on helping all our citizens "to be all they can be" in mind, body, spirit, and service.

Grant us a useful day, a productive day towards resolving the issues which lie before us, not for personal gain or profit, but for the glory of Your Holy Name.

We humbly pray. Amen.

Wednesday, March 17, 1993

Today, blessed God, we pay tribute to Saint Patrick, the Patron Saint of Ireland. We recall how You led and blessed his labors as a spiritual missionary to Ireland.

On this day that is so special to those with Irish roots, grant us all a bit of their good cheer and humor, their respect for honest work, their enjoyment of music and myths, and above all, a good measure of pride in heritage and homeland. As they love their beautiful green island, let us love and serve this beautiful green State of North Carolina with its great heritage of numerous cultural and racial groups.

We humbly pray. Amen.

Thursday, March 18, 1993

O God, Who rulest over Thy people with Fatherly love, continue and increase the Spirit of concern, care, and wisdom to all who have

received from Thee and the people authority of government. We are in the "people business" to help each person be all he or she can be, according to Your holy will, and at the same time we are charged with being good stewards of the peoples' trust.

Gracious God, we thank You for the wide variety of talents, abilities, skills, and experiences as well as for the common dedication and determination of these Representatives to bring more of the better life to all the people. United in this common goal, we can anticipate increasing joys for Your people.

As we travel to our families and friends, help us to be alert and careful drivers so that human life and property will not be terminated or wastefully destroyed.

We humbly pray. Amen.

Monday, March 22, 1993

Almighty God, we thank You for the wonderful days with our families and constituents, the nurture and spiritual refreshment we received from worshipping with the home congregation, and a safe return to legislative responsibilities.

O God, with confidence that You can lead us through these days of numerous meetings and appointments, day and night, we can with patience and persevering labors make for a better life for many persons of different ages.

We remember before Thee not only those among us and our friends who may be ill, lonely, depressed, or unemployed, but all people everywhere who are in need of Your healing power and need Your help and that of others to resolve personal problems.

We humbly pray. Amen.

Tuesday, March 23, 1993

Blessed God, our Creator and Sustainer, we are grateful that You are near to us. As the Psalmist said that You are near to all of us who call upon You in truth. With one accord, O God, we acknowledge our need for greater wisdom, understanding, and patience; and we confess our limitations of information and expressions of kindness.

Gracious God, we are thankful that You can supply our every need as well as renew a right spirit within us. Help us to remember that by our example we will show our gratitude for all Your daily blessings.

O God, we acknowledge the home-going of Mrs. Johnnie Smith, mother-in-law of Speaker Daniel T. Blue, Jr., and we express our love and sympathy to the family and their many friends.

We humbly pray. Amen.

Thursday, March 25, 1993

O God of love and compassion, You have not promised us a bed of roses in the daily discharge of our duties and responsibilities, but we

have the assurance of Your presence, Your tender, loving care with us during every circumstance of life.

We pray that we may know Your will each day and have the courage to implement it for the benefit of our people and our personal growth in public service.

Let the obstacles and discouragements of these trying times be viewed as challenges, and with Your guidance and assistance, we will overcome with patience and perseverance.

We humbly pray. Amen.

Monday, March 29, 1993

O Thou Who art the same yesterday, today and tomorrow, and Who provides wisdom, guidance, and strength to all who call upon You, to all who call in truth, aware of their needs, and have faith that in You all things can be accomplished, according to Your Holy Will. Give us a clearer vision not only of the wonderful people and the natural environment of our State but also the prioritization and funding of people needs and other needs.

Discerning Your will we pray for courage to speak and promote those bills which enhance the life of our citizens and protect the environment.

We humbly pray. Amen.

Tuesday, March 30, 1993

Gracious God, Who rulest over Thy people with Fatherly love, continue and increase the Spirit of concern, care, and wisdom to all who have received from Thee and the people authority of government. We are in the "people business" to help each person be all he or she can be, according to Your holy will, and at the same time we are charged with being good stewards of the peoples' trust.

We give thanks, O God, for each member of this Honorable Body, the Speaker and his patient and persevering leadership, the Committee Chairpersons and members, and the support staff and secretaries who make things work.

Blessed God, we thank You for the diversity of talents, abilities, skills, and experiences as well as for the common dedication and determination of these Representatives to bring more of the better life to all the people. United in this common goal, we can anticipate increasing joys for Your people.

We humbly pray. Amen.

Wednesday, March 31, 1993

Gracious God, Inspirer, Hearer, and Answerer of prayer, Thou Shepherd and Guardian of the people, we rejoice in the glory of this new day of labor.

May our lives so manifest the love that knows no evil that our prayers shall be no mere form of words, but the expression of souls in love with

Thee and intent on helping all our citizens "to be all they can be" in mind, body, spirit, and service.

Grant us a useful day, a productive day towards resolving the issues which lie before us, not for personal gain or profit, but for the glory of Your Holy Name.

We humbly pray. Amen.

Thursday, April 1, 1993

Blessed and ever-living God, vouchsafe, we beseech Thee, to direct, sanctify, and govern, both our hearts and bodies, in the ways of Thy laws, and in the works of Thy commandments; that, through Thy most mighty protection, both here and ever, we may be preserved in body and soul.

O God, we look forward on this day to the joint session of the Senate and House of Representatives when we will be privileged to hear the Honorable James G. Exum, Jr., Chief Justice of the North Carolina Supreme Court. May the Chief Justice convey Your will for us through his words of wisdom, information, and challenge, and may we respond to his address in ways pleasing to You and thereby bring blessings to the people.

May Your guiding spirit be with Representative David Diamont, his family, and the surgeons. Let Your healing powers be with David and all other persons who are in need.

We humbly pray. Amen.

Monday, April 5, 1993

Blessed God, we give Thee thanks for a safe return, the enjoyable and relaxing days at home with family and friends, and the uplifting and inspiring worship services that prepare many of us and others throughout the world to be spiritually re-charged during this week of special services. Lead us to pray and work for true peace in and among all nations and brotherhood and sisterhood between everyone.

O God, the sky has been covered today with many rain clouds, however, there have been fragments of a light blue sky which might incline some of us to interpret as a good omen. Let all the players and the coaches tonight exercise their skills to the maximum, and let us accord honor and praise to everyone who had the privilege to play in a National Championship Basketball Game.

We humbly pray. Amen.

Tuesday, April 6, 1993

This is the day which God has made. Let us rejoice and be glad!

O God, all about us we see many signs of springtime and new life. The colorful tulips and pansies, the budding dogwood trees, the fresh green grass, and the abundance of wild onions lead us to believe that spring is near. What better time than today to take a close look at each

bill, more than just the number and the title, and to ask oneself the questions – How does this bill or these bills relate to Your will? How do these bills enhance the quality of life of our constituents? And how do these bills protect or enrich the environment in which we live? May these and related questions be the soil and the environment of our thoughts and actions each day as we discuss and debate issues as Your servants and the peoples representatives.

We are not in our present circumstances because we have tried Your ways and are wanting, but we are wanting because we have not very seriously tried Your ways.

We humbly pray. Amen.

Wednesday, April 7, 1993

O Thou Who causest the sun to shine and the rain to fall upon the just and the unjust; O God, by whom the meek are guided in judgment, and light riseth up in darkness for the godly; Grant us, in all our doubts and uncertainties, the grace to ask what Thou wouldest have us to do, that the Spirit of Wisdom may save us from all false devices, and that in Thy light we may see light, and in Thy straight path may not stumble.

We humbly pray. Amen.

Thursday, April 8, 1993

Blessed God, in love You spread good gifts before us, more than we need or deserve. You feed, heal, teach, and save us. We confess that we always want more; that we never share as freely as You give. Sometimes we resent what we lack, and are jealous of neighbors.

We misuse what You intend for joy. God, forgive our stubborn greed, and our destructiveness. In mercy, help us to take such pleasure in Your goodness that we will always be thanking You.

As we travel to and from our homes and visit with constituents, help us to be alert and safe drivers on the highways.

We humbly pray. Amen.

Monday, April 12, 1993

Eternal God, our Creator and Sustainer, we are grateful that You are near to us. As the Psalmist said that You are near to all of us who call upon You in truth. With one accord, blessed God, we acknowledge our need for greater wisdom, understanding, and patience; and we confess our limitations of information and expressions of kindness.

Most gracious God, we are thankful that You can supply our every need as well as renew a right spirit within us. Let us not forget that we show our gratitude for all Your daily blessings by the quality of life we live before and among our fellow Legislators.

We humbly pray. Amen.

Tuesday, April 13, 1993

Great God, we thank You for this land so fair and free; for its worthy aims and charities. We are grateful for people who have come to our

shores, with customs and accents to enrich our lives. You have led us in the past, forgiven evil, and will lead us in time to come. Give us a voice to praise Your goodness in this land.

Help us, we pray, to be that Representative, that role model, in thought, word, and conduct that reflects Your love and stewardship for our lives and brings blessings to all the people.

We humbly pray. Amen.

Wednesday, April 14, 1993

O God, with the quietness of Winter being broken by the chirping of many birds, the sounds of various lawnmowers cutting new grass and weeds, and tractors on the farms getting the soil ready for planting all amid the colorful azaleas, dogwoods, tulips and buttercups let us know for sure that it is Spring. So this is the time when we pick up momentum in discharging our Legislative responsibilities.

Gracious God, as You have led us in the past so lead us today and every day to do Your holy will and thereby improve the quality of life of our people.

Our sympathy and love are extended to Representative Willard Eugene McCombs on the Homegoing of his Mother, Mrs. Irene McCombs, 11 April 1993. We also include in our prayer Representative and Mrs. Howard C. Barnhill who were in an automobile accident. May Your healing powers be with all who are in need.

We humbly pray. Amen.

Thursday, April 15, 1993

Almighty God, ever-present Friend, Who hast made the world and all the people, and Whose concern for all of creation continues every day throughout the year, we thank Thee for this Body of Legislators who are committed to promote peace and prosperity, law and order, economic, spiritual, and educational development and growth of all ages. This Honorable Body is charged with being a very significant planner, initiator, and provider of those activities, opportunities and services "which challenge and enable" the citizens to be all they can be which are pleasing to You. Under Your leadership we will be successful.

We humbly pray. Amen.

Monday, April 19, 1993

Gracious God, we thank You for the times with our families and constituents, and a safe return to legislative responsibilities. We lift our hearts in gratitude for all persons who not only challenge and inspire us but also make our lives more interesting, useful, and enjoyable.

Cleanse our thoughts, purify our aspirations, and strengthen our wills on the side of what is right and good and against what is wrong and evil according to Your holy will.

We are happy to welcome and honor the University of North Carolina Tar Heel basketball team, the 1993 NCAA National Champions.

We congratulate the players, the coaches, families, and friends of this championship team and we wish the team continued success in the future.

O God, may Your healing powers continue to be with those whom we know as well as with those persons whom we do not know.

We humbly pray. Amen.

Wednesday, April 21, 1993

O Thou Who causest the sun to shine and the rain to fall upon the just and the unjust; O God, by Whom the meek are guided in judgment; grant us, in all our doubts and uncertainties the grace to ask what Thou wouldest have us do, that the Spirit of Wisdom may save us from all false devices, and that in Thy light we may see light, and in Thy straight path may not stumble.

We thank You, God, for the joy of this season when we see farmers planting seeds and setting out plants not only for their livelihood but for our survival. What great faith they exhibit year after year as they plant and expect a harvest! Sometimes, though, because of circumstances beyond their control, they experience a diminished harvest of even total crop failure. We acknowledge our indebtedness to the farmers of our state and other areas, and we pray Thy bounteous blessings upon them and upon their labors.

We acknowledge, also, our indebtedness to the secretaries in all divisions, departments, offices, institutions, and businesses who facilitate the accomplishment of worthy goals and make the work day more productive and more pleasant. Give them strength for their tasks and the good feeling of being a valued member of the team.

We humbly pray. Amen.

Thursday, April 22, 1993

Ever-present God, You have made each of us a new, unique creation, and we come from a variety of experiences with different abilities and backgrounds. Help us to remember during the days that we serve that it is the giving and sharing of our knowledge and understanding in the context of representative democratic government that we must carry out the duties of this high office.

Daily we anticipate the warmth of the sun and the refreshment and beauty of nature, and may we also be reassured that the Creator-God is still in control of the universe and blesses those efforts which come from a penitent, believing, and trusting heart.

In a spirit of gratitude and with great anticipation, may we look forward to each day as an opportunity for public service.

We humbly pray. Amen.

Monday, April 26, 1993

Almighty and ever-living God, we thank You for the days with our families and friends, and the spiritual nurture we have received from worshiping in the home congregations. Guide us this night and this week by Your spirit so that we may be worthy stewards and thereby bring greater blessings to the people.

O God, we have been saddened by the unanticipated "Homegoing" of Representative Raymond M. "Pete" Thompson on the 23rd day of April 1993. We are thankful for his numerous legislative and community activities as well as his warm friendship. Our love and sympathy are extended to his family and friends. Let us remember that as we serve You, we will also be thanking You for Representative Thompson coming our way.

We humbly pray. Amen.

Tuesday, April 27, 1993

Eternal God, Who hast blessed this great State in numerous ways, endow these Representatives with insight, courage, and perseverance that they may be the stewards You would have them to be, and thus be a blessing to all the people.

O God, the Rock of ages and our hope for years to come, help us to remember and to be thankful for the joy of living in a State which has a tradition and a firm foundation of "good government and fiscal responsibility." Truly the pressures on this Legislative body are persistent and possibly tempting, nevertheless, there is the need to represent ones constituents and above all to remember that each one is both accountable and responsible to You for his/her motions, votes, and stewardship of life.

With the assurance of Your guidance and our commitment to be faithful stewards, we will courageously focus upon the most urgent needs as well as those of a lower priority.

We humbly pray. Amen.

Wednesday, April 28, 1993

Wonderful God, Inspirer, Answerer of prayer, Thou Shepherd and Guardian of the people, we rejoice in the glory of this new day of labor.

May our lives so manifest the love that knows no evil that our prayers shall be no mere form of words, but the expression of souls in love with Thee and intent on helping all our citizens "to be all they can be" in mind, body, spirit, and in service.

Grant us a useful day, a productive day towards resolving the issues which lie before us, not for personal gain or profit, but for the glory of Your Holy Name and a better life for our people.

We humbly pray. Amen.

Thursday, April 29, 1993

O gracious God, we thank You that daily work is intended by You as a blessing and not as a burden or as a punishment. We are grateful that

the nail driven straight and true, the furrow well turned, the study honestly engaged, the chore faithfully completed, the day's business properly done, all worship You in the integrity of necessary activities completed.

O God, we extend our prayer today to thank Thee for bringing Jim Valvano to North Carolina State University and the State of North Carolina. Through his coaching and dynamic personality, colorful TV descriptions of athletic events, and his aggressive fight against a terminal illness he has touched many lives near and far. The excitement of winning the 1983 National Basketball Championship will long be remembered.

Comfort and sustain his family and many friends during this time of bereavement.

We humbly pray. Amen.

Monday, May 3, 1993

Most gracious and ever-living God, we give Thee thanks for the nurture that comes from being at home with family and friends, worshipping in the home congregation, and sharing in the joys and sorrows present in every community. May the nurture received at home make us more aware of and sensitive to the various needs of persons in all socio-economic levels of the State.

Lead us, O God, as we seek to do Your will in all things and thereby bring more of a better life to those persons in greatest need.

As the poet Horatius Bonar (1843) wrote:

"Go, labor on while it is day:
The world's dark night is hastening on;
Speed, speed thy work, cast sloth away;
It is not thus that souls are won."

We humbly pray. Amen.

Tuesday, May 4, 1993

Eternal God, You have made each of us a new, unique creation, and we come from a variety of experiences with different abilities and backgrounds. Help us to remember during the days that we serve that it is the giving and sharing of our knowledge and understanding in the context of representative democratic government that we must carry out the duties of this high office.

Daily we anticipate the warmth of the sun and the refreshment and beauty of nature, and may we also be reassured that the Creator-God is still in control of the universe and blesses those efforts which come from a penitent, believing, and trusting heart.

In a spirit of gratitude and with great anticipation, may we look forward to each day as an opportunity for public service.

We humbly pray. Amen.

Wednesday, May 5, 1993

Blessed God, we give Thee thanks for the rest of the night and the refreshment which has come in the showers to clear the air and to bring nourishment to the new grass, flowers and shrubs, and farm crops.

O God, with the new life of Spring all about us, help us to approach the tasks before us with renewed vigor and perseverance as we seek to discern Your will in all matters – legislative and personal. As we work together, help us to remember that as a State, Nation, and World Community, we are not in our present circumstances because we have tried Your ways and failed but we have failed because we have not truly tried Your ways. How much better would so many things be if only we lived consistently by the Ten Commandments!

With the help of the new Representative William T. Culpepper III our labors are strengthened.

Grant our prayer according to Your holy will.

We humbly pray. Amen.

Thursday, May 6, 1993

O Thou Who art the Life of all that lives, the Strength of the weak, and the Hope of those that be cast down, inform our minds with Thy Truth, we beseech Thee, and our hearts with righteousness; strengthen our wills to choose the good and to refuse the evil; help us to bear each other's burdens, to forgive one another's faults, and to forbear with every defect of judgment and of temper in those with whom we live and who daily help us.

With the assurance of Your guidance and our commitment to be faithful stewards, we will courageously focus upon the most urgent needs as well as those of a lower priority.

We humbly pray. Amen.

Friday, May 7, 1993

O gracious God, we thank You for answering our prayers both oral and silent. Sometimes the answers we have received were not exactly the petitions for which we prayed, nevertheless, we have received more blessings over the years than we have deserved. Surely we have learned that it was not according to Your will and our best interests that some of our prayers were not answered as we prayed.

O God, during these times of so much useless blood shed and lawlessness at home and around the world, help the members of this House of Representatives and their co-workers in the Senate, as well as the Governor, members of the Judicial System, the President, and the Congress to sense anew the usefulness, strength, and joy of being more and more in fellowship and communion with You for leadership and guidance. May their example inspire others near and far.

The hymn which brings joy to many people during times of stress and joy reads ---- Sweet Hour of Prayer.

"Sweet hour of prayer! Sweet hour of prayer!

That calls me from a world of care, and bid me at my Father's throne
Make all my wants and wishes known; in seasons of distress and grief.
My soul has often found relief; and oft escaped the tempter's snare,
By thy return, sweet hour of prayer!"

We humbly pray. Amen.

Monday, May 10, 1993

Eternal God, we thank You for the times with our families and friends, the spiritual stimulation and nurture from worship services, honoring our mother and all mothers on a particular day, and a safe return to legislative duties. We seek Your guidance and leadership not only in legislative matters but also in our fellowship with You and with one another. Help us daily to remember the words – "To those who ask it shall be given."

O God, as we move forward in meeting our numerous legislative responsibilities during these last weeks of the Session, help us to give adequate time for discussion and debate on each issue, and pass those bills which we believe are pleasing to You and therefore will bring many blessings to our fellow citizens.

We humbly pray. Amen.

Tuesday, May 11, 1993

Ever–present God, Who art the Author and Giver of law, from Whom alone all just designs and righteous judgments proceed, give unto all of those who frame, interpret, or administer human law the counsel of Thy Holy Spirit, that they may know themselves Thy ministers. May they neither be influenced by prejudices nor may they appeal to the weaknesses of others; but that they may deal fairly and counsel wisely in all matters; to be the servants of all people, but the hirelings of none, and thus enhance the coming of the kingdom on earth.

We humbly pray. Amen.

Wednesday, May 12, 1993

O God, our help in ages past and our hope for years to come! We place our trust in You with the confidence that together tomorrow will be even better than today. Truly, there is none other in Whom we can have so great assurance. Blessed God, Your ongoing guidance and reception of the same by each Representative is essential if we are to build on and enhance the tradition of "good government" and be worthy stewards of all Your blessings.

O God, at a particular time in history we recall how the followers of Moses chose to worship a different god, and then so many, many unpleasantries were the result of their disobedience.

Keep us near to You and lead us to think, to say, and to do those things which are pleasing to You and thereby meet the needs of Your children our constituents.

We humbly pray. Amen.

Thursday, May 13, 1993

O God of life, You have taught us that they who wait upon You will renew their strength; we come to You because we need to have our strength renewed. We have surrendered to temptation, not once, but often. We have not loved You with our whole heart, nor have we loved our neighbors as much as we have loved ourselves. We have chosen the easy wrong instead of the difficult right, and we need strength from on high with which to turn our backs on the attractive but deadly beckoning of evil. Some of us may have been blessed beyond what is good for us. Instead of being thankful, we pat ourselves on the back and take all the credit for what You have done. Gracious God, forgive us and help us to live as part of Your new creation and as Representatives who are grateful for the trust and honor which has been given by constituents.

We humbly pray. Amen.

Monday, May 17, 1993

O merciful God, You alone are able to make new what is worn and weary. We ask You to take hold of our lives and purify them with Your forgiveness. Heal the wounds inflicted by our self-seeking, our sharpness of temper, our words and attitudes that have put other people down, our lack of response to Your love and laziness at following Your lead. Make us new creatures fit to be called Your children. Make us more and more into what You would have us to be and thereby through us many joys and blessings will come to those who have placed so much trust and confidence in us.

We humbly pray. Amen.

Tuesday, May 18, 1993

Gracious God as the recipients of numerous daily blessings, we acknowledge that we take too many of them for granted like health and strength, family and friends, and a job which challenges our skills and energies and from which we receive wages to pay for our livelihood.

O God, help us to show our gratitude for all Your blessings by the quality of our life and the example we live before and among our fellow men and women.

In all things help us to know Your will and grant us the courage to implement Your will, without fear or favor, for the happiness and well being of all the people.

We humbly pray. Amen.

Wednesday, May 19, 1993

O God of love and compassion, You have not promised us a bed of roses in the daily discharge of our duties and responsibilities, but we

have the assurance of Your presence, Your tender, loving care with us during every circumstance of life.

We pray that we may know Your will each day and have the courage to implement it for the benefit of our people and our personal growth in public service.

Let us view the obstacles and discouragements of these trying times as challenges, remembering Robert Frost's statement that "The best way out is always through." With Your guidance and assistance, and with patience and perseverance, we will succeed.

We humbly pray. Amen.

Monday, May 24, 1993

O Thou Who art high above, and yet as near as hands and feet and breathing, we thank Thee for the blessings of families and friends, worshipping in the congregations of our choices, enjoying good health, and serving the great people of North Carolina.

Blessed God, in these trying times of budget shortfalls we are confident and thankful that this legislative body has feasible solutions to the monetary problems if each member truly shares his/her wisdom, without fear or favor, with all members of this honorable House of Representatives. So, we pray that each member will have the courage to be a part of the solutions of our problems and render a good stewardship to You and their constituents.

We humbly pray. Amen.

Tuesday, May 25, 1993

Wonderful Creator, God, Who hast made each one of us in Thine own image and thereby placed infinite value and worth upon every person, help us to nurture every day that spiritual aspect of our being that performs the daily direction and quality of our living.

O God, as the years come and go, we are increasingly grateful for all persons who seek to know Your will and seriously attempt to implement Your teachings in their daily lives.

In the institutions of the family, education, and government we sorely need the leadership and commitment of more and more men and women and young people to see us through these challenging and troublesome times.

Inspire us anew and lead us to do what You would have us to do.

We humbly pray. Amen.

Wednesday, May 26, 1993

Blessed God we express our gratitude for this great Nation and this great State of North Carolina which has known good times and hard times. We thank Thee that during such times You have given us men and women of faith, courage, conviction, devotion, determination, and

through them we have been made stronger as we worked through depressions, wars, natural disasters, and various epidemics.

Based upon our gratitude to you, O God, and our indebtedness to former public servants, we are confident that this honorable House of Representatives and its sister body – The Senate – will with Your guidance and inspiration and their abilities, skills, and commitments lead us forward through the "financial agenda" to a better life.

In all that is done let us remember the familiar words....

May the words of our mouths,
The meditations of our hearts, and
The bills which we pass bring glory to Your Name and joy
To all citizens.

We humbly pray. Amen.

Thursday, May 27, 1993

Blessed God, in these times of special stress and strain, we pray for a greater sense of serenity. In this context we recall the words of the late theologian and intellect – Dr. Reinhold Niebuhr – who said,

"God grant me
The serenity to accept the things I cannot change,
The courage to change the things I can,
And the wisdom to distinguish the one from the other."*

O God, help us to be and to do what You would have us to be and to do.

We humbly pray. Amen.

(*The original was by St. Francis of Assisi.)

Tuesday, June 1, 1993

O Thou who hast watched over us and brought us safely back to Legislative duties and responsibilities, we thank You for the renewal of hearts, souls, and minds as we have shared in patriotic programs, met with old friends, formed new friendships, and worshipped in the congregations.

O God, from the enjoyment and pleasures of the long week–end, may our faith in and commitment to sound, fiscal, representative government be renewed. As we have traveled on the road of "hard knocks" – good times and other times – together, lead us to seek Your guidance each day and help us to have the courage to do what You want us to do. Then we will bring glory and honor to Your name and blessings to the people.

We humbly pray. Amen.

Wednesday, June 2, 1993

O blessed God of Light and Truth, break in upon our darkness and our self content. Open our minds that we may think Thy thoughts, and

our hearts that we may love as You love. Let the truth be more precious to us than pride of intellect, or the approval of men and women. Help us to eliminate prejudice and selfishness in our thinking and in our daily living. Flood our being with kindness, generosity, agape love, and unselfish service. Then we will be Your more worthy servants and be instrumental in bringing greater blessings to our people.

Gracious God, we pray that Your healing powers will continue to be with Representative Bobby Barbee, Sr., and others who are in need. We thank You for Your many evidences of healing power among us. Help us to remember that one way we can express our gratitude is by the quality of life that we live each day.

We humbly pray. Amen.

Thursday, June 3, 1993

O Sovereign Spirit of the universe, supreme in power, ineffable in majesty, Thou Who hast made us so that our hearts are restless until they find rest in Thee, forgive what we have been, amend what we are, and fill us with gratitude that we may continue to go forward under Your guidance even though we are close on funds, to be the worthy stewards You would have us to be.

For the evidences of leadership and statesmanship along with the out-pouring of patience and perseverance by the members of this legislative body, we are truly thankful. In areas wherein one person is weak may another be strong, and bringing together the weak and strong - pooling all our skills and knowledge - lead us in making our State a greater place to live, work, play, and continue to grow and serve.

We humbly pray. Amen.

Monday June 7, 1993

Eternal God in these significant legislative days, we pray the Prayer of the Psalmist of old: "Let Thy work be manifest to Thy servants, and Thy glorious power to their children. Let the favor of the Lord our God be upon us, and establish Thou the work of our hands upon us, yea, the work of our hands establish Thou it".

We thank Thee, O God, for the serious concern which these dedicated legislators have towards their stewardship responsibilities as elected representatives. In an atmosphere of mutual trust, respect, and cooperation, may they continue to use their abilities, skills, and experience along with Your guidance to resolve the budgetary problems and other challenges in ways pleasing to You and thus bring added blessings to the people.

In closing we recall the 25th Anniversary of the "Home-going" of the Honorable Robert Kennedy.

We humbly pray. Amen.

Tuesday, June 8, 1993

O God of love and compassion, daily help us to remember that You have not promised us a bed of roses in the day to day discharge of our

duties and responsibilities, but we have the assurance of Your presence, Your tender, loving care with us during every circumstance of life.

We pray that we may know Your will each day and have the courage to implement it for the benefit of our people and our personal growth in public service.

Let the obstacles and discouragements of these trying times be viewed as challenges, and with Your guidance and assistance, we will overcome with patience and perseverance.

Blessed God we recall the recent forty-ninth anniversary of the Normandy Invasion or D-Day when there was assembled the greatest fleet in history. Lest we forget, help us to remember the supreme sacrifice which so many made as well as others who served and many of them were wounded, help us to show our gratitude for their many services by the quality of our dedication to You and our public service.

We humbly pray. Amen.

Wednesday, June 9, 1993

Blessed God, You have made each of us a new, unique creation, and we come from a variety of experiences with different abilities and backgrounds. Help us to remember during the days that we serve that it is the giving and sharing of our knowledge and understanding in the context of representative democratic government that we must carry out the duties of this high office.

Daily we anticipate the warmth of the sun and the refreshment and beauty of nature, and may we also be reassured that the Creator-God is still in control of the universe and blesses those efforts which come from a penitent, believing, and trusting heart.

In a spirit of gratitude and with great anticipation, may we look forward to each day as an opportunity for public service.

We humbly pray. Amen.

Thursday, June 10, 1993

Immortal God, Who hast blessed this great State in numerous ways, endow these Representatives with insight, courage, and perseverance that they may be the stewards You would have them to be, and thus be a blessing to all the people.

O God, the Rock of ages and our hope for years to come, help us to remember and to be thankful for the joy of living in a State which has a tradition and a firm foundation of "good government and fiscal responsibility". Truly the pressures on this Legislative body are persistent and possibly tempting, nevertheless, there is the need to represent ones constituents and above all to remember that each one is both accountable and responsible to You for his/her motions, votes, and stewardship of life.

With the assurance of Your guidance and our commitment to be faithful stewards, we will courageously focus upon the most urgent needs as well as those of a lower priority.

We humbly pray. Amen.

Monday, June 14, 1993

Almighty God, we thank You for the blessings of being with the family, friends, worshipping in the home congregation, and a safe return to Legislative endeavors. Your leadership and guidance have never failed but we have failed in many ways because our ways have not always been Your ways. Forgive us we pray.

On this National Flag Day, O God, we acknowledge our indebtedness to all the men and women who have served and are now serving under the Stars and Stripes, Old Glory, for our freedom and responsibility as well as for protection from without.

In the closing weeks of this memorable Session, may each member sense anew the public honor and responsibility of the office which he/she holds, and let this be a stimulus towards a greater stewardship to You and service to all the constituents.

We humbly pray. Amen.

Tuesday, June 15, 1993

Gracious God, we have been called to be in this place at this time. May we be mindful of the responsibility which is ours – to plan and work for the peace and prosperity of the residents of this great State. Make us obedient to Thy law. Help us to use our skills for the strengthening of the State. Give us faith and courage to do the work that is before us. Make us receptive to Thy leading and let us live and serve with joy and effectiveness.

We humbly pray. Amen.

Wednesday, June 16, 1993

Blessed God, Inspirer, Hearer, and Answerer of prayer, Thou Shepherd and Guardian of the people, we rejoice in the glory of this new day of labor.

May our lives so manifest the love that knows no evil that our prayers shall be no mere form of words, but the expression of souls in love with Thee and intent on helping all our citizens "to be all they can be" in mind, body, spirit, and service.

Grant us a useful day, a productive day towards resolving the issues which lie before us, not for personal gain or profit, but for the glory of Your Holy Name.

We humbly pray. Amen.

Thursday, June 17, 1993

O God, Who rulest over Thy people with Fatherly love, continue and increase the Spirit of concern, care, and wisdom to all who have received from Thee and the people authority of government. We are in the "people business" to help each person be all he or she can be, according to Your Holy Will, and at the same time we are charged with being good stewards of the peoples' trust.

Gracious God, we thank You for the wide variety of talents, abilities, skills, and experiences as well as for the common dedication and determination of these Representatives to bring more of the better life to all the people. United in this common goal, we can anticipate increasing joys for Your people.

Accept our thanks, O God, for the nourishment and refreshment of the showers of rain.

We humbly pray. Amen.

Monday, June 21, 1993

Blessed God, we thank You for the wonderful days with our families and friends, the nurture and spiritual refreshment we received from worshipping with the home congregation, and a safe return to legislative obligations.

O God, with confidence that You can lead us through these days of numerous meetings and appointments, day and night, we can with patience and persevering labors make for a better life for many persons of all ages.

We remember before Thee not only those among us and our friends who may be ill, lonely, depressed, or unemployed, but all people every where who are in need of Your healing power. By special request we pray for Your continued blessings upon former House and Senate member A. D. Guy, Abe Howard – husband of Representative Julia Howard, and Representative Bobby Barbee, Sr.

We humbly pray.

Tuesday, June 22, 1993

O Thou Who art the same yesterday, today, tomorrow, and forever, and Who provides wisdom, guidance, and strength to all who call upon You – to all who call in truth, aware of their needs, and have faith that in You all things can be accomplished, according to Your Holy Will. Give us a clearer vision not only of the wonderful people and the natural environment of our State but also the prioritization and funding of people needs and other needs.

Discerning Your Will we pray for courage to speak and promote those bills which enhance the life of our citizens and protect the environment.

We humbly pray. Amen.

Wednesday, June 23, 1993

Eternal God, our Creator and Sustainer, we are grateful that You are near to us. As the Psalmist said that You are near to all of us who call upon You in truth. With one accord, blessed God, we acknowledge our need for greater wisdom, understanding, and patience; and we confess our limitations of information and expressions of kindness.

Most gracious God, we are thankful that You can supply our every need as well as renew a right spirit within us. Let us not forget that we

show our gratitude for all Your daily blessings by the quality of life we live before and among our fellow Legislators.

We humbly pray. Amen.

Thursday, June 24, 1993

O God of life, You have taught us that they who wait upon You will renew their strength; we come to You because we need to have our strength renewed. We have surrendered to temptation, not once, but often. We have not loved You with our whole heart, nor have we loved our neighbors as much as we have loved ourselves. We have chosen the easy wrong instead of the difficult right, and we need strength from on high with which to turn our backs on the attractive but deadly beckoning of evil. Some of us may have been blessed beyond what is good for us. Instead of being thankful, we pat ourselves on the back and take all the credit for what You have done. Gracious God, forgive us and help us to live as part of Your new creation and as Representatives who are grateful for the trust and honor which has been given by constituents.

We humbly pray. Amen.

Monday, June 28, 1993

Blessed God, from the weekend of rest and relaxation with family and friends, the spiritual renewal from congregational worship services, and a safe return to Legislative responsibilities we are truly thankful.

Ever–living God, Who causest the sun and moon to shine and the rain and snow to fall upon the just and the unjust, prosper every good work undertaken by this House of Representatives according to Thy Will, and give unto all of us, Thy servants, the spirit of Him Who came not to be ministered unto but to minister, and whose joy it was to do Thy Will in helping people of all ages.

Continue Your leadership and give us the courage to follow it as we pray and work for peace on earth and good will among all nations and all people.

We humbly pray. Amen.

Tuesday, June 29, 1993

Eternal God, Who hast blessed this great state in many ways, endow these Representatives with insight, courage, and perseverance that they may be the stewards You would have them be, and thus be a blessing to all the people.

O God, help us to remember and to be thankful for the joy of living in a state which has a tradition and a firm foundation of "good government and fiscal responsibility". Truly the pressures on this Legislative body are persistent and perhaps tempting, nevertheless, there is the need to be accountable and responsible to the citizens of the state and especially to You.

With the assurance of Your guidance, let us be faithful stewards and courageously focus upon the work that has been entrusted to us.

We humbly pray. Amen.

Wednesday, June 30, 1993

Eternal God, ever-present Friend, Who hast made the world and all the people, and Whose concern for all of creation continues every day throughout the year, we thank You for this Body of Legislators who are committed to promote peace and prosperity, law and order, economic, spiritual, and educational development and growth of all ages. This Honorable Body is charged with being a very significant planner, initiator, and provider of those activities, opportunities and services "which challenge and enable" the citizens to be all they can be which are pleasing to You. Under Your leadership we will be successful.

O God, we thank You for the scattered showers of rain that have brought some relief to crops and gardens. To the farmers and gardeners and others of us who have not received so great blessings recently, may we wait in trust and patience for we are assured that You will provide!

We humbly pray. Amen.

Thursday, July 1, 1993

O Thou Who causest the sun to shine and the rain to fall upon the just and the unjust; O God, by whom the meek are guided in judgment, and light riseth up in darkness for the godly; Grant us, in all our doubts and uncertainties, the grace to ask what Thou wouldest have us to do, that the Spirit of Wisdom may save us from all false devices, and that in Thy light we may see light, and in Thy straight path may not stumble.

Thank you God for the most refreshing rain which has come in recent hours.

We humbly pray. Amen.

Monday, July 5, 1993

Blessed God in the book of Proverbs 14:34 we are reminded that righteousness exalteth a nation; but sin is a reproach to any people. Gracious God, we feel very grateful to Thee for Thy goodness to us as we have celebrated the birthday of our nation. Yet we would be very humble when we think of our carelessness and indifference to the things that be of God. "Lord God of Hosts, be with us yet, lest we forget -- lest we forget!" Send forth a spirit of humility and repentance into the hearts of our citizens this night. Help us to turn from broken cisterns that hold no water to the Fountain of Water that springs up into everlasting life - to Thee - the living and true God.

Guard, keep, and guide our President we pray as he travels to Japan on behalf of world peace and prosperity.

We humbly pray. Amen.

Tuesday, July 6, 1993

Gracious God, we acknowledge our daily need for strength of mind, patience, understanding, and respect in all the deliberations of this honorable body. Surely, no one has a monopoly on the truth for it is in

967the sharing and pooling of wisdom, knowledge, and experience that we make progress in being more useful stewards and legislators worthy of the honor and trust that has been bestowed.

Let Your healing power continue to be with those who are ill, and may we all be more thankful for innumerable daily blessings.

Our prayers and best wishes go with Representative Peggy Wilson and her family as they begin a new work in the great State of Alaska.

We humbly pray. Amen.

Thursday, July 8, 1993

Ever-present God, Who hast made Thyself known in all ages, and Who is known this day through men and women in all walks of life, as well as through the sacred writings, we lift our hearts in gratitude for all the blessings of life - opportunities for growth and development, and sharing our blessings with those in greater need.

We remember before Thee all the many people who are suffering so great loss from the expanding Mississippi River as well as our farmers whose crops are in need of much rain.

O God, for the enlarging and brighter light at the other end of the tunnel relative to duties and responsibilities of this Session, we are deeply grateful.

To those of us who drive on the highways help us to be alert and safe drivers that life and property will not be wasted.

We humbly pray. Amen.

Friday, July 9, 1993

Eternal God, Creator of the Universe, Sustainer of us all, the One in Whom we seek to live and move and have our being, we humbly pray for Your continued guidance in what we think, what we say, and what we do. Save us, we pray, from any temptation to give disproportionate time and funding to smaller concerns but to give full discussion, debate, and funding to such priorities as education, human services, commerce, law and safety, and the environment.

Let us remember each day that we are Your stewards as well as the Representatives from the Districts, and that we are responsible for what we do as well as for what we leave undone.

May the refreshing showers of rain somehow help to revitalize us to enrich the tradition of "good government", and thus bring greater joy, peace, and happiness to all the people.

We humbly pray. Amen.

Monday, July 12, 1993

Ever-living God, unto Whom all hearts are open, all desires known, and from Whom no secrets are hid: cleanse the thoughts of our minds

by filling them with loving kindness, understanding, compassion, and forgiveness.

Accept our thanks, we pray, for an enjoyable visit with our families and friends, inspiring worship services in the home congregations, and a safe return to our legislative responsibilities.

Guided by Your wisdom along with the wisdom of these dedicated Public Servants, we anticipate much progress towards resolving the challenges and problems of the day.

We humbly pray. Amen.

Tuesday, July 13, 1993

O Thou Who hast been our dwelling place in all generations, the Psalmist stated, "before the mountains were brought forth, or ever Thou hadst formed the earth and the world, from everlasting to everlasting Thou Art God. Let Thy work be manifest to Thy servants, and Thy glorious power to their children. Let the favor of the Lord our God be upon us, and establish Thou the work of our hands upon us, yea, the work of our hands establish Thou it".

Guide, O God, the daily labors of these Legislators, and may they experience feelings of satisfaction and accomplishment from their individual and corporate efforts.

We humbly pray. Amen.

Wednesday, July 14, 1993

Eternal God, you who have called life into being and have assigned to humanity the stewardship of creation: Grant to this assembly a portion of your wisdom, and a sense of your understanding, that the affairs of state may be administered, and the governance of your people exercised, with humility, diligence and justice.

This is our prayer, O Lord, our God.

Amen.

Robert H. Edwards, Associate Minister
Edenton Street United Methodist Church

Thursday, July 15, 1993

Eternal God, with Whom a thousand years are as one day, and Who hast called us whose lives pass as a watch in the night unto Thy service; help us to perform our work so it will be pleasing to You and do much towards helping persons of all ages to be all they can be in Your design for each creation.

Help us to remember that in Your light we see life clearly and in doing Your will we experience true freedom.

We humbly pray. Amen.

Friday, July 16, 1993

Gracious God, we truly acknowledge and confess our limitations of wisdom, understanding, patience, and forgiveness, and we pray that the

doors and windows of our hearts and minds will be widely opened to the sunlight of Your truth which focuses upon "serving"...akin to the One Who came to serve and not to be served.

Lead us to provide and support those activities and programs which enhance a better life for our people and protect the environment in which we are privileged to live and labour.

Our prayers continue to be with the farmers whose crops and cattle have been so disastrously affected by the shortage of water as well as with the many people who are experiencing great losses due to the ever-rising and expanding rivers in the several states. Motivate and inspire the leaders to make and implement plans to save human life as well as to limit the great losses in personal property and farm crops.

We humbly pray. Amen.

Saturday, July 17, 1993

O Sovereign Spirit of the universe, supreme in power, ineffable in majesty, Thou Who hast made us so that our hearts are restless until they find rest in Thee, forgive what we have been, amend what we are, and fill us with gratitude that we may continue to go forward under Your guidance even though we are close on funds, to be the worthy stewards You would have us to be.

For the evidences of leadership and statesmanship along with the out-pouring of patience and perseverance by the members of this Legislative Body, we are truly thankful. In areas wherein one person is weak may another be strong, and bringing together the weak and strong - pooling all our skills and knowledge - lead us in making our State a greater place to live, work, and continue to grow and serve.

We humbly pray. Amen.

Sunday, July 18, 1993

Most gracious and ever-living God, we give Thee thanks for the nurture that comes from being at home with family and friends, worshipping in the home congregation, and sharing in the joys and sorrows present in every community. May the nurture received at home make us more aware of and sensitive to the various needs of persons in all socio-economic levels of the State.

Lead us, O God, as we seek to do Your will in all things and thereby bring more of a better life to those persons in greatest need.

As the poet Horatius Bonar (1843) wrote:

"Go, labor on while it is day:

The world's dark night is hastening on;
Speed, speed thy work, cast sloth away;
It is not thus that souls are won."

We humbly pray. Amen.

Monday, July 19, 1993

Gracious God, now in the closing days of a very significant and historic legislative session, we are set in the midst of so great needs for maintaining numerous programs and services and initiating others – all from limited funds – may these honorable Representatives not become weary in well doing but press onward and forward toward a better life for all citizens from the mountains to the coast.

Some of us may recall a familiar hymn whose words were:

"Count your many blessings, name them one by one,
And it will surprise you what the Lord hath done."

Surely, O God, Your blessings are more in number than we can count! Help us to be a grateful people for each blessing.

We humbly pray. Amen.

Tuesday, July 20, 1993

Ever–living God, Who did give us the breath of life, and alone can keep alive in us the holy desires You impart; we beseech Thee, for Thy compassion's sake, to sanctify all our thoughts and endeavors; that we may neither begin an action without pure intention nor continue it without Thy blessing. And grant that having the eyes of the mind opened to behold things invisible and visible, we may in heart be inspired by Thy wisdom, and in work be upheld by Thy strength, and when the years of public service are completed be accepted of Thee as a faithful Legislator.

We humbly pray. Amen.

Wednesday, July 21, 1993

Blessed God of life, You have taught us that they who wait upon You will renew their strength; we come to You because we need to have our strength renewed. We have surrendered to temptation, not once, but often. We have not loved You with our whole heart, nor have we loved our neighbors as much as we have loved ourselves. We have chosen the easy wrong instead of the difficult right, and we need strength from on high with which to turn our backs on the attractive but deadly beckoning of evil. Some of us may have been blessed beyond what is good for us. Instead of being thankful, we pat ourselves on the back and take all the credit for what You have done. Gracious God, forgive us and help us to live as part of Your new creation and as Representatives who are grateful for the trust and honor which has been given by constituents.

We humbly pray. Amen.

Thursday, July 22, 1993

Gracious God, we continue to marvel at the dedication, the hard work, and the numerous accomplishments of this legislative body – coming from so diverse backgrounds of education, opportunity, experience, and personal skills – but united in bringing more of "the better life" to all the people.

Blessed God, it is neither in my wisdom nor my responsibility relative to budgetary and other matters to say that the time is fast approaching or that the time is now to act – particularly – upon fiscal matters. Some persons I hear say that it is time to fish or cut bait.

In these as well as in all matters, we recognize our limitations and ask Your guidance that we may not only do all things decently and in order but also according to Your will and therefore for the best interests of our people.

O God, our hearts have been made heavy by the homegoing of the veteran public servant, former member of this House, and outstanding Secretary of State – the Honorable Thad Eure. Our prayers and sympathy are extended to his family and numerous friends.

We humbly pray. Amen.

Friday, July 23, 1993

Eternal God, we seek to give ourselves afresh to the faith of our fathers – the faith that faced great perils of creating, carving out, and protection for the people from without, and the establishment of law and order within a new nation.

Truly, these are times which try the souls of men and women in all walks of life, nevertheless, we are thankful that these public servants in this House have the ability and wisdom to continue to lead us forward towards a better life for every citizen. Where any one may need courage to share his/her convictions, may they know anew that You can supply their every need.

We humbly pray. Amen.

Saturday, July 24, 1993

O God, Who art the Creator of the darkness and the light, the Psalmist proclaims that "even the darkness will not be dark to you, the night will shine like the day, for darkness is as light to you". Grant that Thy light may shine upon the deliberations of this body, that even the lateness of the hour and the weariness of our bodies may not dim our ability to see clearly what is right for this great State and our commitment to act in accordance with Thy will.

When the work of this Assembly is complete, grant each member a safe journey, refreshing rest, and the satisfaction of having served Thee and the people of North Carolina with wisdom, integrity, and dedication.

We humbly pray. Amen.

REPORT OF THE SELECT COMMITTEE ON SENTENCING
June 24, 1993

To: The Honorable Daniel T. Blue, Jr., Speaker
House the Representatives

From: Representative Bertha "B" Merrill Holt, Chairman
Select Committee on Sentencing

As Chairman of the Select Committee on Sentencing and on behalf of the membership of the Select Committee, I report that the Committee met in session on the following dates: June 15, 1993; June 16, 1993; June 21, 1993; June 22, 1993; and, June 23, 1993. We have reviewed and considered the contents of the Bills assigned to our Committee and are ready to make the following recommendations:

House Bill 277 Structured Sentencing–2 – Recommends a favorable report as to the proposed committee substitute bill, with an unfavorable report as to the original bill.

HB 277 includes part of HB 1035 and recommends that the N.C. Sentencing and Policy Advisory Commission study the issue of restitution.

House Bill 278 Classify Misdemeanors – Recommends a favorable report as to the proposed committee substitute bill, which changes the title, with an unfavorable report as to the original bill.

HB 278 includes HB 279 in the proposed committee substitute bill.

House Bill 279 Reclassify Some Felonies – Recommends an unfavorable report.

HB 279 has been incorporated in the proposed committee substitute bill for HB 278.

House Bill 280 Structured Sentencing–1 – Recommends an unfavorable report.

House Bill 281 Criminal Justice Partnership Act – Recommends a favorable report.

House Bill 1035 Restorative Justice Act – Recommends a favorable report as to proposed committee substitute bill, which changes the title, with an unfavorable report as to the original bill, and recommendation that the proposed committee substitute bill be re–referred to the Committee on Rules, Calendar, and Operations of the House.

Parts of the original bill have been included in the proposed committee substitute for HB 277. The remainder of HB 1035 requests that the N.C. Sentencing and Policy Advisory Commission study the Restorative Justice Act and include a member of Justice Fellowship.

Members: Representative Bertha "B" Merrill Holt, Chairman
Representative Philip A. Baddour, Jr.
Representative Anne C. Barnes
Representative Joanne W. Bowie
Representative Leo Daughtry
Representative Herman C. Gist
Representative Robert Hensley, Jr.
Representative Annie Brown Kennedy
Representative Mickey Michaux
Representative E. David Redwine
Representative George S. Robinson

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HOUSE JOURNAL

FIRST SESSION

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INDEX GUIDE

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H 30 CONTINUE SHELLFISH ENHANCEMENT FUNDS (APPROPRIATIONS) ..... 43.
S 1278 CORRECTION ENTERPRISES FINANCING (FINANCE) ..... 1105.
H 1348 COTTON PROMOTION FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) ..... 562.
H 211 COUNTY DAY CARE ADMINISTRATION FUNDS (APPROPRIATIONS) (S 231) ..... 87.
H 1364 CREATIVE RETIREMENT CENTER FUNDS (APPROPRIATIONS) ..... 584.
H 1414 CRIME CONTROL FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 624.
H 127 CRIMINAL CASE DISPOSITION STUDY (RULES, CALENDAR & OPERATIONS OF THE HOUSE) ..... 67.

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H 1315 CUED SPEECH CENTER FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) ..... 542.
S 27 CURRENT OPERATIONS BUDGET (RATIFIED CH.0321) ..... 636, 651, 695, 696, 699, 702, 730, 741, 927, 928, 930.
H 202 DAY CARE ELIGIBILITY FUNDS (APPROPRIATIONS) (S 229) ..... 83, 343.
H 200 DAY CARE PROVIDER RECORDS (JUDICIARY I) (S 336) ..... 83.
H 201 DAY CARE RATE CHANGE/FUNDS (APPROPRIATIONS) (S 230) ..... 83, 343.
H 746 DEAF SCHOOLS STANDARDS FUNDS (APPROPRIATIONS) (S 646) ..... 259.
H 386 DENTAL HYGIENIST FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) (S 456) ..... 133.
H 579 DENTAL HYGIENIST FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 204.
H 1445 DEPARTMENT OF COMMERCE FUNDS (APPROPRIATIONS) ..... 629.
H 1463 DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 631.
H 381 DEPARTMENT OF HUMAN RESOURCES NURSES' PAY ADJUSTMENT (APPROPRIATIONS) (INCORPORATED CH. 321) (S 614) ..... 129.
H 1331 DEPARTMENT OF HUMAN RESOURCES PROGRAMS FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 544.
H 1488 DEPARTMENT OF JUSTICE FORFEITURE SECTION (APPROPRIATIONS) ..... 635.
H 465 DEPARTMENT OF PUBLIC INSTRUCTION EXPANSION BUDGET REQUESTS (APPROPRIATIONS) ..... 182.
H 1298 DEVELOPMENT BANKING FUNDS (APPROPRIATIONS) (PORTION INCORPORATED CH. 321) (PORTION INCORPORATED CH. 561) ..... 522.
H 1279 DEVELOPMENTAL DISABILITIES HEAD INJURY PROJECTS/FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 500.
H 535 DEVELOPMENTALLY DISABLED HOME LIVING FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) (S1109) ... 198.
H 1349 DIABETES PROGRAM FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 582.
H 582 DIFFERENTIATED PAY FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) (S 669) ..... 205.
H 444 DIPLOMA NURSING FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 169.
H 1269 DISPLACED HOMEMAKER PROGRAM FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) (S1093) ... 489.
H 1396 DISPUTE SETTLEMENT FUNDS (APPROPRIATIONS) (S1171) ..... 609.
H 1213 DOMESTIC VIOLENCE PREVENTION PROGRAM FUNDS (APPROPRIATIONS) ..... 437.
H 1425 DOMICILIARY CARE IMPROVEMENT FUNDS (APPROPRIATIONS) ..... 626.
H 1449 DRUG EDUCATION SCHOOL/FEES (APPROPRIATIONS) ..... 629.
H 366 DWI STUDY COMMISSION (RULES, CALENDAR & OPERATIONS OF THE HOUSE) ..... 123, 674.
H 718 EARLY CHILDHOOD INITIATIVES (APPROPRIATIONS) (INCORPORATED CH. 321) (S 676) ..... 242, 538.

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H 628 EARLY INTERVENTION FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 214.
H 722 EARLY INTERVENTION FUNDS FOR DEAF (APPROPRIATIONS) (INCORPORATED CH. 321) (S 644) ... 250.
H 1444 EARTHQUAKE PROGRAM FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 629.
H 1224 EAST CAROLINA UNIVERSITY/ELIZABETH CITY TELECOMMUNICATIONS (APPROPRIATIONS) ..... 462.
H 477 EASTERN NORTH CAROLINA AGRICULTURAL CENTER FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) (S 486) ..... 187.
H 1227 EASTERN VISITORS WELCOME CENTERS FUNDS (APPROPRIATIONS) ..... 463.
H 1365 ECKERD CAMP FUNDS (APPROPRIATIONS) ..... 584.
H 1214 ECONOMIC DEVELOPMENT FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) ..... 437.
H 1063 ECONOMIC/FAMILY JUSTICE FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 359.
H 238 ECU LAND FUNDS (APPROPRIATIONS) (INCORPORATED CH. 542) (S 81) ..... 97.
H 239 ECU LIBRARY FUNDS (APPROPRIATIONS) (INCORPORATED CH. 542) (S 82) ..... 98.
H 264 ECU MEDICAL SCHOOL RECEIPTS-2 (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 106.
H 1259 ECU MINGES COLISEUM FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) (S1106) ..... 487.
H 7 EDUCATION IMPROVEMENT ACT (APPROPRIATIONS) ..... 37, 329.
H 11 EDUCATION SUPPORT SERVICES COMMISSION (RULES, CALENDAR & OPERATIONS OF THE HOUSE) (S 13) ..... 38.
S 14 EDUCATION/CLEAN WATER/PARKS BONDS (RATIFIED CH.0542) ..... 995, 1007, 1023, 1038, 1045, 1109, 1115, 1161, 1166, 1181.
H 1441 EDUCATIONAL CONSORTIA FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) (S1110) ..... 628.
H 1257 ELECT SUPERIOR COURT BY DISTRICT (RULES, CALENDAR & OPERATIONS OF THE HOUSE) .... 487.
H 350 EMERGENCY ASSISTANCE FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) (S 423) ..... 120.
H 1489 EMPLOYER TRAINING FUNDS/AMERICAN DISABILITIES ACT (APPROPRIATIONS) ..... 635.
H 1211 ENVIRONMENT HEALTH AND NATURAL RESOURCES WATER FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) (S 979) ..... 437.
H 1423 ENVIRONMENTAL JUSTICE COMMISSION (RULES, CALENDAR & OPERATIONS OF THE HOUSE) .... 626.
H 282 ESTABLISH STATE ETHICS ACT (ETHICS) (S 399) ..... 109.
H 1188 EXCEPTIONAL CHILDREN'S FORMULA (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 403.
H 1189 EXCEPTIONAL CHILDREN'S FUNDING (APPROPRIATIONS) . 404.
H 1239 EXPAND BEAVER PROGRAM/FUNDS (APPROPRIATIONS) ... 472.
H 572 FAMILY HEALTH CARE PROGRAM (HEALTH & HUMAN SERVICES) ..... 203.
H 527 FARM LOAN RESERVE FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) ..... 193.
H 1385 FELONY TO ASSAULT EDUCATOR (RULES, CALENDAR & OPERATIONS OF THE HOUSE) .... 607.

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H 1270 FEMALE OFFENDERS PROGRAMS FUNDS (APPROPRIATIONS) ..... 489.
H 682 FILM SCHOOL FUNDS (APPROPRIATIONS) (INCORPORATED CH. 542) (S 723) ..... 225.
H 1369 FLETCHER CROP RESEARCH STATION FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) ..... 584.
H 1244 FOLKMOOT USA FUNDS (APPROPRIATIONS) ..... 473.
H 555 FOOD INSPECTION/PRIVATE CLUBS (APPROPRIATIONS) ..... 201, 730, 739.
H 1388 FORESTRY SEASONAL PERSONNEL (PENSIONS & RETIREMENT) ..... 608.
H 1291 FOSTER CARE INCREASE FUNDS (APPROPRIATIONS) ..... 521.
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H 454 FUND 24-HOUR OPERATIONS CENTER (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 176.
H 846 FUNDS FOR CHINQUA-PENN (APPROPRIATIONS) (INCORPORATED CH. 561) (S 858) ..... 295.
H 723 FUNDS FOR EQUAL ACCESS FOR DEAF (APPROPRIATIONS) (S 645) ..... 251.
H 298 FUNDS/LICENSE TO SELL (APPROPRIATIONS) ..... 112.
H 295 GOLF COURSE FUNDS/CULTURAL CENTER (APPROPRIATIONS) (INCORPORATED CH. 561) (S 426) ... 111.
H 1468 GOVERNMENT CAPITAL BUDGET '93 (APPROPRIATIONS) ..... 632.
H 303 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ AID TO PRIVATE COLLEGES FOCUS (EDUCATION) (S 392) ..... 112.
S 204 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ CERTIFICATE OF NEED SELF-FUNDED (RATIFIED CH.0383) ..... 500, 900, 968, 980, 992, 1036.
H 272 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/CHILD SUPPORT REFORM (COURTS & JUSTICE) (S 314) ..... 108.
H 373 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ CLASSIFICATION STUDY/SBI PAY (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 124, 443.
S 188 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ ECONOMIC DEVELOPMENT (APPROPRIATIONS) ..... 619.
H 375 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ INTERMEDIATE CARE FACILITY/MENTALLY RETARDED (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 125.
H 273 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ PUBLIC SCHOOL FUNDING (APPROPRIATIONS) ..... 108.
H 370 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ RESTRUCTURE DEPARTMENT OF HUMAN RESOURCES PROGRAM DELIVERY (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 124.
H 300 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ STATE EMPLOYEE HEALTH BENEFITS (APPROPRIATIONS) ..... 112, 667.
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H 302 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ STUDY DEAF SCHOOL FUNDING (RULES, CALENDAR & OPERATIONS OF THE HOUSE) (S 246) ..... 112.

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H 289 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ STUDY REGIONAL HEALTH (RULES, CALENDAR & OPERATIONS OF THE HOUSE) (S 298) ..... 110.
H 1254 GOVERNOR'S ONE-ON-ONE FUNDS (APPROPRIATIONS) ... 487.
H 348 GRASSROOTS SCIENCE MUSEUM FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) (S 421) ... 120.
H 1233 HARRIET'S HOUSE FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) (S1038) ..... 472.
H 86 HAZARDOUS MATERIALS EMERGENCY RESPONSE (APPROPRIATIONS) (INCORPORATED CH. 321) (S 72) ..... 58, 168, 180.
H 1312 HEAD START BOND ACT (FINANCE) (S1087) ..... 541.
H 4 HEALTH CARE ACCESS (HEALTH & HUMAN SERVICES) .... 37.
H 1457 HEALTH CARE ACCESS GRANTS (APPROPRIATIONS) ..... 630.
H 768 HEALTH CARE TASK FORCE (HEALTH & HUMAN SERVICES) ..... 262.
H 776 HEMOPHILIA ASSISTANCE PLAN (APPROPRIATIONS) ..... 270.
H 1374 HISTORIC SITES FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) ..... 606.
H 1382 HISTORICAL DRAMA FUNDS (APPROPRIATIONS) ..... 607.
H 1297 HISTORICALLY BLACK COLLEGES BIOTECHNOLOGY FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) ..... 522.
H 738 HIV FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) (S 695) ..... 253.
H 515 HOME CARE LICENSURE FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 192.
H 614 HOME-BASED INSTRUCTION/FUNDS (APPROPRIATIONS) (S 581) ..... 212, 414.
H 1304 HOSIERY TECHNOLOGY CENTER (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 523.
H 478 HOUSING TRUST FUND FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) (S 556) ..... 187.
H 226 HYDRILLA ERADICATION FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) ..... 92.
H 9 INDEPENDENT LIVING PROGRAM FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) (S 80) ..... 38.
H 931 INDIGENTS ATTORNEY FEE FUND (APPROPRIATIONS) (INCORPORATED CH. 321) (S 896) ..... 325.
S 896 INDIGENTS ATTORNEY FEE FUND (APPROPRIATIONS) (INCORPORATED CH. 321) (H 931) ..... 438.
H 1217 INFANT MORTALITY FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 444.
H 349 INFANT/TODDLER DAY CARE FUNDS (APPROPRIATIONS) ..... 120, 538.
H 1460 INSTRUCTIONAL SUPPLIES FUNDS (APPROPRIATIONS) .... 631.
S 625 INTERMODAL SURFACE TRANSPORTATION EFFICIENCY ACT (ISTEA) AMENDMENTS (RATIFIED CH.0488) ..... 688, 1009, 1124, 1146.
H 1454 INTERNATIONAL HOUSE FUNDS (APPROPRIATIONS) ..... 630.
H 1418 JUVENILE JUSTICE PILOT FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) ..... 625.
H 1237 JUVENILE SEX OFFENDER TREATMENT FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) (S1001) ... 472.
H 1334 LABOR DEPARTMENT COMPUTER FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) (S1137) ..... 544.
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H 1251 LAND RESOURCES STAFF FUNDS (APPROPRIATIONS) ..... 486.
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H 1308 LEARNING LINK FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) (S1127) ..... 524.
H 1446 LEGISLATORS 4-YEAR TERMS/TERM LIMITS (CONSTITUTIONAL AMENDS. & REFERENDA) ..... 629.
H 242 LIABILITY STUDY COMMISSION (RULES, CALENDAR & OPERATIONS OF THE HOUSE) ..... 98, 666.
H 651 LIBRARY CONSTRUCTION GRANT FUNDS (APPROPRIATIONS) (S 596) ..... 217.
H 223 LIFEGUARDIANSHIP PROGRAM FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) (S 469) ..... 92.
H 511 LOCAL AGRICULTURAL MARKET ASSISTANCE FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) (S 520) ... 191.
H 1347 LOCAL COMMUNICABLE DISEASE/IMMUNIZATION FUNDS (APPROPRIATIONS) ..... 562.
H 1190 LRC BINGO STUDY (RULES, CALENDAR & OPERATIONS OF THE HOUSE) ..... 418.
H 1320 LRC STUDY CEMETERY COMMISSION (RULES, CALENDAR & OPERATIONS OF THE HOUSE) ..... 542.
H 224 LRC STUDY CHIROPRACTIC COLLEGE (RULES, CALENDAR & OPERATIONS OF THE HOUSE) (S 223) ..... 92.
H 1413 LRC STUDY EXACTIONS (RULES, CALENDAR & OPERATIONS OF THE HOUSE) (S1181) ..... 624.
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H 1152 MANUFACTURING GAS PLANT SITES REMEDIATION (POSTPONED INDEFINITELY) ..... 372, 619.
H 1363 MARINE SCIENCES UNIV. FUNDS (APPROPRIATIONS) (S1145) ..... 584.
H 1260 MARTIN LUTHER KING, JR. COMMISSION (INCORPORATED CH. 321) (RATIFIED CH.0502) ..... 488, 963, 984, 1147.
H 1422 MCNC NETWORK FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) ..... 625.
H 245 MEDICAID COVERAGE/ADOPTED CHILDREN (APPROPRIATIONS) (S 338) ..... 99.
H 241 MEDICAID COVERAGE/CHILDREN-2 (APPROPRIATIONS) ... 98.
H 243 MEDICAID ELIGIBILITY/DISABLED, AGED-2 (APPROPRIATIONS) (S 339) ..... 98.
H 1484 MEDICAID IMMUNIZATIONS (APPROPRIATIONS) ..... 634.
H 1450 MEDICAID/AFDC INCREASE (APPROPRIATIONS) (S1041) ... 629.
H 1451 MEDICAID/AFDC NEED STANDARD (APPROPRIATIONS) (S1076) ..... 630.
H 1361 MENTAL HEALTH FACILITIES FUNDS (APPROPRIATIONS) . 583.
H 1215 MENTAL HEALTH IMPROVEMENT FUNDS (APPROPRIATIONS) (S1000) ..... 437.
H 1177 MENTAL HEALTH STUDY FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) (S 934) ..... 384.
H 1340 MICROELECTRONICS CENTER FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) ..... 545.
H 1222 MILK SANITATION PROGRAM FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 462.
H 1440 MINORITY BOND PILOT PROGRAM FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) ..... 628.
H 1208 MOBILE PRESCHOOL PROGRAM FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 436.
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H 1371 MOUNTAIN AREA FIRE FIGHTING FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 585.
H 117 MOUNTAIN AREA STUDY FUNDS (APPROPRIATIONS) (S 85) ..... 63.
H 1387 MYCOTOXIN/RESEARCH FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) (S1183) ..... 608.
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H 1485 NATIONAL GUARD PENSION FUND (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 634, 675.
H 1474 NATURAL HISTORY MUSEUM FUNDS (APPROPRIATIONS) (S1215) ..... 633.
H 637 NATURAL SCIENCES MUSEUM CONSTRUCTION FUNDS (APPROPRIATIONS) (S 828) ..... 215.
H 1193 NC ARTS COUNCIL FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 418.
H 1271 NC BOARDS OF HEALTH FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) ..... 489.
H 1252 NC CLEAN WATER FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) ..... 486.
H 1404 NC EQUITY FUNDS (APPROPRIATIONS) ..... 623.
H 1394 NC INSTITUTE OF MEDICINE FUNDS (APPROPRIATIONS) .. 609.
H 782 NC LEGAL EDUCATION ASSISTANCE FOUNDATION FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) (S 781) ... 271.
H 1292 NC PHYSICIAN FELLOWS FUNDS (APPROPRIATIONS) ..... 521.
H 1381 NC REAL ENTERPRISES FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 607.
H 1318 NC SOLAR CENTER FUNDS (APPROPRIATIONS) ..... 542.
H 64 NCSU AGRICULTURAL-EXTENSION FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) ..... 53.
H 1245 NCSU STRAWBERRY RESEARCH AND MARKETING FUNDS (APPROPRIATIONS) ..... 473.
H 676 NCSU/TEXTBOOK PUBLICATION FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) (S 662) ... 224.
H 685 NEW TEACHER SUPPORT FUNDS (APPROPRIATIONS) (S 693) ..... 231.
H 1337 NORPLANT AVAILABILITY/FUNDS (APPROPRIATIONS) .... 544.
H 1430 NORPLANT REQUIREMENT/FUNDS-2 (HEALTH & HUMAN SERVICES-HUMAN SERVICES) . 626, 684.
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H 438 NURSE ANESTHETIST FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 163.
H 1329 OFFICE OF STATE PERSONNEL FUNDS-1 (APPROPRIATIONS) (INCORPORATED CH. 561) ..... 543.
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H 629 PARENT TO PARENT FUNDS (APPROPRIATIONS) ..... 214.
H 1280 PARENT VOLUNTEER GRANT FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) ..... 500.
H 1350 PARENT/CHILD CENTER FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) (S1132) ..... 582.
H 615 PARENTS AS TEACHERS PROGRAM FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 212.
H 1332 PARK AUTHORITY/PARK FUND (APPROPRIATIONS) ..... 544, 687, 799.
S 733 PARK AUTHORITY/PARK FUND (APPROPRIATIONS) ..... 958, 988, 1031.

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H 148 PARK IMPROVEMENT PLAN (APPROPRIATIONS) ..... 71.
H 146 PARK LAND ACQUISITION FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) ..... 70.
H 1410 PERSONAL NEEDS ALLOWANCE FUNDS (APPROPRIATIONS) (S1133) ..... 624.
H 247 PHYSICAL FITNESS PILOT PROGRAM (APPROPRIATIONS) ... 99.
H 260 PIEDMONT AGRICULTURAL CENTER FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) (S 553) ... 106.
H 574 PIEDMONT TRIAD RESEARCH INSTITUTE FACULTY FUNDS (APPROPRIATIONS) ..... 204.
H 1240 PLANT PROTECTION FUNDS (APPROPRIATIONS) ..... 473.
H 537 PREKINDERGARTEN PROGRAMS ESTABLISHED (APPROPRIATIONS) ..... 199, 535.
H 745 PRESCRIPTION DRUG ASSISTANCE ACT (APPROPRIATIONS) ..... 259, 293, 68, 732.
H 253 PRINCIPAL FELLOW FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) (S 460) ..... 104.
S 1077 PRISON BOND FUNDS (APPROPRIATIONS) ..... 1014.
H 235 PRISON BOND FUNDS/INMATE LABOR (RATIFIED CH.0550) ..... 96, 985, 990, 993, 1045, 1048, 1154, 1163, 1165, 1182.
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H 656 PSEUDORABIES CONTROL FUNDS (APPROPRIATIONS) (S 521) ..... 218.
H 1335 RABIES VACCINE FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 544.
H 1442 RAISE SUBSTITUTE TEACHER PAY (APPROPRIATIONS) .... 628.
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H 925 RECORDING STUDIO FUNDS (APPROPRIATIONS) (S 565) ... 324.
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H 679 REGIONAL HIGH TECH CENTER FUNDS (APPROPRIATIONS) ..... 225.
H 1492 REGULATE PORTABLE TOILETS (RATIFIED CH.0528) ..... 635, 684, 744, 963, 1005, 1134, 1143, 1170.
H 1353 REINSTATE TEACHER LONGEVITY PAY (APPROPRIATIONS) ..... 582.
H 1323 REPUBLICAN CAUCUS 1993 BUDGET (FINANCE) ..... 543.
H 1438 RESPONSIBLE PARENTING ACT/'93 (CHILDREN, YOUTH & FAMILIES) ..... 628, 669.
H 331 REST HOME VENDOR FUNDS (APPROPRIATIONS) ..... 117.
H 387 RETIRED SENIOR VOLUNTEER PROGRAM FUNDS (APPROPRIATIONS) ..... 133.
H 479 RURAL ECONOMIC DEVELOPMENT ACT (APPROPRIATIONS) (PORTION INCORPORATED CH. 321) (PORTION INCORPORATED CH. 561) (S 503) ..... 187.
H 1421 RURAL SEPTAGE MANAGEMENT PROGRAM (APPROPRIATIONS) ..... 625.
H 1383 RURAL TOURISM DEVELOPMENT FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) ..... 607.
H 1232 RURAL/PRIMARY CARE INITIATIVES (HEALTH & HUMAN SERVICES) (INCORPORATED CH. 321) ..... 471.
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H 1435 SCHOLARS PROGRAM FUNDS (APPROPRIATIONS) ..... 627.
H 286 SCHOOL ADMINISTRATOR PROGRAM FUNDS (APPROPRIATIONS) (S 461) ..... 110.
H 1469 SCHOOL ADMINISTRATORS SALARY SCHEDULE (EDUCATION) ..... 632.
H 285 SCHOOL ADMINISTRATORS STANDARDS FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) (S 450) ... 109.
H 956 SCHOOL BUS DRIVER PAY/LIABILITY (APPROPRIATIONS) ..... 337, 733.
H 1296 SCHOOL FOR BLIND FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) ..... 522.
H 744 SCHOOL MAGNETOMETERS FUNDS (APPROPRIATIONS) ... 259.
H 1305 SCHOOL OFFICE PERSONNEL SALARIES (APPROPRIATIONS) ..... 523.
H 1299 SCHOOL SAFETY TASK FORCE FUNDS (APPROPRIATIONS) (S1096) ..... 522.
H 1195 SCHOOL SUPPLEMENTAL FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) (S 969) ..... 426.
H 1192 SCHOOL TECHNOLOGY FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) ..... 418.
H 1231 SCHOOL-BASED ADMINISTRATOR SALARIES (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 471.
H 1278 SCHOOLS PARENTAL INVOLVEMENT FUNDS (APPROPRIATIONS) (S1149) ..... 500.
H 1358 SCIENCE MUSEUM FUNDS (APPROPRIATIONS) ..... 583.
H 259 SEAFOOD LABORATORY FUNDS (APPROPRIATIONS) (INCORPORATED CH. 321) (S 420) ..... 105.
H 1464 SEAT BELTS ON SCHOOL BUSES REQUIRED (APPROPRIATIONS) ..... 632, 681.
H 1328 SECRETARY OF STATE FUNDS-1 (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 543.
H 1281 SENIOR CENTER FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) ..... 500.
H 1339 SENIOR CITIZENS GRANT FUNDS (APPROPRIATIONS) (INCORPORATED CH. 561) ..... 545.
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COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Human Resources; Business and Labor - Subcommittee on Economic Expansion & Growth; Children, Youth and Families; Judiciary III; Transportation - Subcommittee on Highways.
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H 317 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ SUNSET STATE BOARDS & COMMISSIONS (STATE GOVERNMENT) (S 312) ..... 115.

BARNES, ANNE C.
BILLS INTRODUCED - *1, *47, *48, *49, *50, 53, *70, *130, 134, *135, *136, 183, 184, 185, 186, 187, 188, 189, 190, 191, 214, 218, *235, *253, *254, *255, *256, *257, *258, 269, 270, 271, 272, 273, 274, *277, *278, *279, *280, *281, *284, *285, *286, 287, 288, 289, 290, 291, 292, 293, 294, 299, 301, 302, 303, 304, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 321, 322, 323, 326, 328, 329, 330, 336, 337, 338, 342, 343, 344, 369, 370, 371, 372, 374, 375, 376, 377, 378, *381, 385, *457, *458, 459, *538, 578, *581, *582, *584, 597, 615, 630, 664, *676, 809, 872, *891, 925, 926, 927, *929, 938, *972, 975, 976, 1062, 1125, 1130, 1132, 1133, 1143, 1168, 1186, 1188, 1189, 1192, 1193, 1195, 1201, 1202, 1203, 1235, *1247, *1248, 1249, 1252, *1306, 1308, 1463, 1464, *1465.
COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Education; Constitutional Amendments & Referenda, Vice Chair; Courts and Justice, Vice Chair; Education, Chair; Judiciary III; Public Employees.
CONFEREE: H 235, H 1008, S 27, S 431
ESCORT FOR NORTH CAROLINA TEACHER OF THE YEAR ..... 782.
ESCORT FOR UNC MEN'S BASKETBALL TEAM ..... 376.
ESCORT FOR UNC WOMEN'S SOCCER TEAM ..... 421.
EXCUSED ABSENCES ..... 208, 228, 235, 248, 257, 470, 480, 1160.
NOMINATION OF REP. DANIEL T. BLUE, JR. AS SPEAKER ..... 15.
OATH ..... 9.
SECONDS ADJOURNMENT ..... 1085.
SELECT COMMITTEE ON SENTENCING MEMBER ..... 741.

BARNHILL, HOWARD C.
APPROVAL OF VOTE CHANGE ON H 1003 ..... 1066.
BILLS INTRODUCED - *40, *41, 67, 68, 69, 82, 83, 85, 89, 90, 91, 214, 219, 261, 347, 348, 349, 350, 354, 364, 365, 429, 459, *488, 611, 628, 630, 633, 660, 662, 718, 719, 720, 721, 722, 723, 746, 805, 806, 814, 829, *840, 847, 858, 871, 882, 883, 1062, 1063, 1082, 1214, 1235, 1237, 1256, 1260, 1271, 1272, 1291, 1293, 1405, 1454, 1489.
COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Human Resources; Children, Youth and Families; Education - Subcommittee on Community Colleges and Universities; Health and Human Services - Subcommittee on Health Care and Access; State Government, Vice Chair; State Government - Subcommittee on Boards and Commissions, Chair.

BARNHILL, HOWARD C.—Contd.
EXCUSED ABSENCES ..... 291, 321, 333, 400, 457, 606, 879, 887, 894, 906, 917, 970, 986, 1016, 1035, 1047, 1160.
OATH ..... 9.

BASTARDY (G.S. 49) - also see DIVORCE AND ALIMONY; MARRIAGE AND FAMILY
H 278 CLASSIFY MISDEMEANORS (RATIFIED CH.0539) (S 404) ..... 108, 675, 1007, 1024, 1148, 1150, 1180.
H 272 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/CHILD SUPPORT REFORM (COURTS & JUSTICE) (S 314) ..... 108.
H 1119 PATERNITY ESTABLISHMENT CHANGES (RATIFIED CH.0333) ..... 367, 549, 599, 766, 931, 940, 946.

BEALL, CHARLES M.
BILLS INTRODUCED - 9, 117, 118, 119, 134, 240, 261, 347, 353, *383, *384, 393, 488, 525, 526, 527, 583, 600, *602, *603, *604, *605, 637, 654, 673, *679, 699, 718, 741, *743, *762, 916, 917, 918, 954, 964, *989, 993, 1005, 1011, 1082, 1096, 1136, 1151, 1182, 1186, 1188, 1189, *1191, 1193, 1198, 1199, 1235, 1243, *1244, 1256, 1306, *1324, 1339, *1345, 1353, 1364, 1384, 1405, 1436, 1437, 1441, 1464, 1466.
COMMITTEE ASSIGNMENTS - Business and Labor, Vice Chair; Business and Labor - Subcommittee on Labor Relations and Employment, Chair; Education - Subcommittee on Community Colleges and Universities; Finance; Pensions and Retirement; Transportation - Subcommittee on Highways, Vice Chair.
CONFEREE: H 602, H 1158
EXCUSED ABSENCES . 153, 156, 470, 666, 917, 932, 944, 954, 1110, 1160.
OATH ..... 9.

BEAUFORT COUNTY
H 410 BEAUFORT/WASHINGTON SCHOOL MERGER (RATIFIED CH.0055) ..... 148, 161, 208, 232, 243, 660.
H 876 LOCAL NO-WAKE ZONES (RATIFIED CH.0434) ..... 299, 461, 476, 867, 1063, 1078, 1086.
H 265 WASHINGTON PROPERTY EXEMPTION (RATIFIED CH.0133) ..... 106, 161, 171, 738.

BERRY, CHERIE KILLIAN
APPROVAL OF VOTE CHANGE ON H 874 ..... 1025.
BILLS INTRODUCED - 3, 7, 24, 25, 27, 45, 134, 158, 214, 225, 232, 240, 348, 403, 457, 458, 461, 489, 534, 553, 570, 577, 583, 614, 615, 671, 674, 675, 680, 684, 694, 695, 709, 732, 733, 739, 748, 751, 755, 807, 863, 886, 906, 954, 995, 1016, 1044, 1062, 1075, *1087, 1099, 1107, 1119, 1122, 1125, 1132, 1139, 1151, 1168, 1169, 1178, 1179, 1180, 1181, 1186, 1187, 1193, 1207, 1337, 1364, *1438, 1457.
COMMITTEE ASSIGNMENTS - Children, Youth and Families; Finance; Public Utilities; State Government - Subcommittee on State Parks, Facilities and Property; Transportation - Subcommittee on Highways.
EXCUSED ABSENCES ..... 103, 248, 257, 291, 310.
OATH ..... 9.
SECONDS ADJOURNMENT ..... 130.

BERTIE COUNTY
H 480 LOCAL COMMUNITY COLLEGE PLANT FUNDING (LOCAL & REGIONAL GOV'T. I) ..... 187.

BICYCLES - see MOTOR VEHICLES; ROADS AND HIGHWAYS

BLACK, JAMES B.
APPROVAL OF VOTE CHANGE ON H 873 ..... 1041.
BILLS INTRODUCED - 2, 3, 5, 7, 47, 48, 49, 50, 70, 218, *224, 233, 256, 261, 347, 348, 353, 415, 429, 448, 449, 457, 458, 488, 554, *557, *558, *559, *564, 581, 582, 614, 615, 671, 718, 721, 742, 790, 798, 818, 829, 831, 840, 847, *851, 858, 862, *882, *883, 894, 895, 910, 920, 928, 963, 980, 1005, 1096, 1122, 1130, 1186, 1188, 1189, 1192, 1193, *1200, 1201, 1202, 1203, *1204, 1237, *1253, 1256, 1282, *1289, 1292, 1306, 1308, 1313, 1316, *1343, *1344, *1381, 1405, 1408, 1417, 1418, 1428, 1441, 1442, 1454, 1458, *1491.
COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Education, Co-Chair; Insurance, Vice Chair; State Government - Subcommittee on Boards and Commissions; Transportation - Subcommittee on Public Transportation.
CONFEREE: H 747, S 14, S 26, S 27
ESCORT FOR MISS NORTH CAROLINA USA ..... 168.
MAJORITY WHIP ..... 35.
OATH ..... 9.

BLIND, AID TO THE (G.S. 111)
S 744 AUDITOR TECHNICAL CORRECTIONS (RATIFIED CH.0257) ..... 641, 833, 861, 874.
H 1316 BRAILLE LITERACY (APPROPRIATIONS) (INCORPORATED CH. 561) (S1024) ..... 542, 686.
H 278 CLASSIFY MISDEMEANORS (RATIFIED CH.0539) (S 404) ..... 108, 675, 1007, 1024, 1148, 1150, 1180.
H 268 STATE BUDGET & FISCAL CONTROL ACT (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 107.

BLUE, DANIEL T., JR.
ACCEPTANCE SPEECH AS SPEAKER ..... 20.
ADMINISTERS OATHS ..... 34, 64, 65, 933.
BILLS INTRODUCED - 269, 270, 271, 272, 273, 274, 275, *287, *288, *289, *290, *291, *292, *293, *294, 299, 300, 301, 302, 303, 304, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 336, 337, 338, 340, 341, 342, 343, 344, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, *429, 1214.
DELEGATION MEMBER TO ATTEND REPRESENTATIVE R. M. "PETE" THOMPSON'S FUNERAL ..... 412.
ELECTED SPEAKER ..... 20.
EXCUSED ABSENCES ..... 94, 166, 185.
NOMINATED SPEAKER ..... 15.
OATH AS MEMBER ..... 9.
OATH AS SPEAKER ..... 21.
RULINGS AS SPEAKER ..... 264, 291, 318, 379, 571, 573, 698, 784, 785, 796, 835, 876, 940, 1010, 1055, 1083, 1106, 1109, 1125, 1167.

BOATING AND WATER SAFETY (G.S. 75A)
H 485 ADOPT NAVIGATION RULES (RATIFIED CH.0361) ..... 188, 250, 274, 304, 335, 394, 429, 466, 889, 898, 907, 964, 974, 975, 987.
H 487 BOATING SAFETY COMMITTEE (TRANSPORTATION) ..... 188, 249, 402.
H 484 BOATING SAFETY EDUCATION (TRANSPORTATION-AIRWAYS, RAILWAYS & WATERWAYS) ..... 188, 250.
H 26 EXEMPT CAMPGROUNDS/MARINAS (RATIFIED CH.0349) ..... 41, 459, 494, 947, 959, 970.
S 590 INCREASE CERTIFICATES OF NUMBER FEES (RATIFIED CH.0422) ..... 825, 925, 969, 981, 993, 1070.
H 876 LOCAL NO-WAKE ZONES (RATIFIED CH.0434) ..... 299, 461, 476, 867, 1063, 1078, 1086.

BOATING AND WATER SAFETY (G.S. 75A)—Contd.
H 921 MARINE LITTER PROHIBITED (ENVIRONMENT) ..... 314.
H 648 MOTORBOAT LICENSES (TRANSPORTATION) ..... 217.
H 474 PROMOTE MARITIME ACTIVITY (RATIFIED CH.0278) ..... 183, 319, 581, 616, 885.
H 279 RECLASSIFY SOME FELONIES (APPROPRIATIONS) (S 403) ..... 109, 675.
H 486 RESTRICT PERSONAL WATERCRAFT (Senate) ..... 188, 250, 274, 308.

BONDS AND NOTES
S 11 1993 LOTTERY WITH REFERENDUM-1 (CONSTITUTIONAL AMENDS. & REFERENDA) ..... 773.
H 38 1993 LOTTERY WITH REFERENDUM-2 (FINANCE) ..... 44.
H 178 1993 REFERENDUM-STATE LOTTERY (CONSTITUTIONAL AMENDS. & REFERENDA) ..... 78.
S 26 1993-95 CAPITAL BUDGET (RATIFIED CH.0561) . 1033, 1072, 1100, 1129, 1178, 1182, 1183.
H 841 AMEND PRINCIPAL & INCOME ACT-2 (RATIFIED CH.0284) (S 698) ..... 294, 416, 430, 448, 465, 886.
S 513 BANKING AMENDMENTS (CONFERENCE COMMITTEE) ..... 764, 785, 792, 866, 876.
H 1458 CAPITAL NEEDS BOND BILL (FINANCE) ..... 631.
S 10 CERTIFICATE OF NEED MODIFICATIONS (RATIFIED CH.0007) ..... 68, 86, 96, 101, 133, 164, 165, 171.
H 278 CLASSIFY MISDEMEANORS (RATIFIED CH.0539) (S 404) ..... 108, 675, 1007, 1024, 1148, 1150, 1180.
H 60 CLEAN WATER BOND BILL (FINANCE) (S 65) ..... 53.
H 164 COMMUNITY COLLEGE BOND ACT (FINANCE) ..... 75, 285.
S 1278 CORRECTION ENTERPRISES FINANCING (FINANCE) ..... 1105.
S 27 CURRENT OPERATIONS BUDGET (RATIFIED CH.0321) ..... 636, 651, 695, 696, 699, 702, 730, 741, 927, 928, 930.
H 1372 ECONOMIC DEVELOPMENT FINANCING BONDS (FINANCE) (S1157) ..... 585.
S 1157 ECONOMIC DEVELOPMENT FINANCING BONDS (RATIFIED CH.0497) (H1372) . 739, 834, 1054, 1065, 1074, 1147.
S 14 EDUCATION/CLEAN WATER/PARKS BONDS (RATIFIED CH.0542) ..... 995, 1007, 1023, 1038, 1045, 1109, 1115, 1161, 1166, 1181.
H 702 ENVIRONMENTAL PERMIT REFORM (ENVIRONMENT) .... 239.
H 765 ESCHEATS/RETENTION OF MOLDS (RATIFIED CH.0541) ..... 262, 383, 411, 1149, 1150, 1181.
H 1486 EXEMPT CERTAIN SECURITIES (BUSINESS & LABOR) ..... 634.
H 1362 EXPAND BUSINESS TAX CREDIT (FINANCE) (S1141) ..... 583.
S 1141 EXPAND BUSINESS TAX CREDIT (RATIFIED CH.0443) (H1362) ..... 835, 889, 911, 921, 1087.
H 1120 FORECLOSURE STATUTE AMENDMENTS (COURTS & JUSTICE) (S 834) ..... 367.
S 834 FORECLOSURE STATUTE AMENDMENTS (RATIFIED CH.0305) (H1120) ..... 639, 654, 725, 735, 749, 751, 759, 906.
H 345 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ ENTIRE PACKAGE (APPROPRIATIONS) ..... 119.
H 1312 HEAD START BOND ACT (FINANCE) (S1087) ..... 541.
H 609 INSURANCE SUBSTANTIVE CHANGES (INSURANCE) (S 603) ..... 211.
S 603 INSURANCE SUBSTANTIVE CHANGES (RATIFIED CH.0409) (H 609) ..... 578, 946, 1032, 1059.

BONDS AND NOTES—Contd.
H 607 INSURANCE TECHNICAL AMENDMENTS (INSURANCE) (S 586) ..... 211.
S 586 INSURANCE TECHNICAL AMENDMENTS (RATIFIED CH.0504) (H 607) ..... 586, 1063, 1132, 1167.
H 622 INSURER FINANCIAL SOLVENCY (RATIFIED CH.0452) (S 606) ..... 213, 674, 732, 747, 757, 1118.
S 657 JOB LISTING SERVICE BONDED (RATIFIED CH.0172) ..... 641, 747, 760, 770, 788.
S 681 LATE FEE AMENDMENT (RATIFIED CH.0339) ..... 501, 822, 848, 955.
H 100 LOCAL ENERGY SAVINGS CONTRACTS (ENVIRONMENT) (S 94) ..... 61.
S 94 LOCAL ENERGY SAVINGS CONTRACTS (ENVIRONMENT) (H 100) ..... 1012.
H 550 MINING ACT IMPROVEMENTS (Senate) (S 624) ..... 200, 402, 502, 553, 554.
H 1167 MUNICIPAL POWER AGENCY INVESTMENT (RATIFIED CH.0445) ..... 374, 665, 705, 720, 1087.
S 1025 NO CIGARETTE TAX STAMPS (RATIFIED CH.0442) ..... 694, 967, 1001, 1027, 1053, 1087.
S 159 NON-TAX-PAID FUEL CRIMINAL PENALTY (RATIFIED CH.0140) ..... 226, 707, 723, 724, 740, 741, 743.
H 42 NORTH CAROLINA RACING ACT (APPROPRIATIONS) (S 116) ..... 47, 823.
H 544 OMNIBUS TECHNICAL AMENDMENTS (RATIFIED CH.0553) ..... 200, 569, 602, 1166, 1174, 1182.
H 1071 PREPAID ENTERTAINMENT CONTRACTS (BUSINESS & LABOR) ..... 360.
H 235 PRISON BOND FUNDS/INMATE LABOR (RATIFIED CH.0550) ..... 96, 985, 990, 993, 1045, 1048, 1154, 1163, 1165, 1182.
H 358 PROSECUTORIAL CHILD PROTECTION INITIATIVES (Senate) (S 492) ..... 122, 482, 531, 947, 1062, 1078, 1107.
H 279 RECLASSIFY SOME FELONIES (APPROPRIATIONS) (S 403) ..... 109, 675.
H 395 RECORD CERTIFIED COPY (RATIFIED CH.0288) .... 141, 158, 164, 173, 835, 865, 881, 888.
H 390 RECORDING CERTIFIED COPIES (JUDICIARY II) ..... 138.
H 59 STATE LOTTERY-1993 (CONSTITUTIONAL AMENDS. & REFERENDA) ..... 53.
H 396 STATING NAMES ON REGISTERED INSTRUMENTS (RATIFIED CH.0178) ..... 141, 433, 467, 477, 509, 597, 789.
H 908 SUITS AND APPEALS BY INDIGENTS (RATIFIED CH.0435) ..... 312, 442, 581, 649, 1065, 1079, 1086.
S 922 SURETY BONDSMAN EXAM/FEE (RULES, CALENDAR & OPERATIONS OF THE HOUSE) ... 1072.
S 155 TAX LAWS TECHNICAL CHANGES/SECRECY (RATIFIED CH.0485) ..... 303, 1057, 1066, 1075, 1146.
H 496 TRUST INVESTMENTS IN MUTUAL FUNDS (RATIFIED CH.0126) ..... 189, 483, 512, 716, 728, 732.
H 664 UNC IMPROVEMENTS BOND ACT (Senate) (INCORPORATED CH. 542) .. 219, 811, 985, 1005, 1022.
H 960 VOTER APPROVAL FOR TAX INCREASE (CONSTITUTIONAL AMENDS. & REFERENDA) ..... 338.
H 953 WASTEWATER SYSTEM CONTRACTORS (STATE GOVERNMENT) (S 978) ..... 337.

BONDS AND NOTES—Contd.
H 608 WORKERS COMPENSATION SOLVENCY (INSURANCE) (S 579) ..... 211.
S 579 WORKERS COMPENSATION SOLVENCY (RATIFIED CH.0120) (H 608) ..... 578, 674, 711, 731.

BOUNDARIES (G.S. 38)
H 36 LANDOWNER PROTECTION (Senate) (S 40) ..... 43, 389, 411, 422, 448.

BOWEN, EDWARD C.
BILLS INTRODUCED - 67, 68, 69, 82, 83, 85, 89, 90, 91, 99, 101, 102, 103, 104, 150, 240, 429, 457, 458, 488, 490, 532, 581, 582, 654, *655, *656, 684, 724, *735, 755, *763, 831, 833, 863, 886, *889, 943, *1046, *1047, 1122, 1186, 1193, 1195, *1201, *1202, *1203, *1218, 1225, 1228, *1239, 1308, 1405, 1486.
COMMITTEE ASSIGNMENTS - Agriculture, Vice Chair; Finance; Public Utilities, Vice Chair; State Government - Subcommittee on State Parks, Facilities and Property; Transportation, Vice Chair; Transportation - Subcommittee on Highways, Chair.
CONFEREE: S 14, S 853
DELEGATION MEMBER TO ATTEND REPRESENTATIVE R. M. "PETE" THOMPSON'S FUNERAL ..... 412.
ESCORT FOR SPEAKER ..... 20.
EXCUSED ABSENCES ..... 75, 77, 228, 879, 1047.
OATH ..... 9.
SECONDS ADJOURNMENT ..... 737, 894.

BOWIE, JOANNE W.
APPROVAL OF VOTE CHANGE ON H 753 ..... 610.
APPROVAL OF VOTE CHANGE ON H 983 ..... 595.
BILLS INTRODUCED - 11, 45, 54, 110, 134, 143, *144, 153, 154, 155, 182, 214, 240, 339, 348, 357, 368, 403, 425, 429, 450, 577, 719, 741, 755, 791, 831, 846, 863, *886, 964, 995, 1005, 1079, 1082, 1098, 1099, *1122, 1143, 1151, 1168, 1178, 1180, 1186, 1193, 1225, 1252, 1271, 1273, 1288, 1308, 1401, 1441.
COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Transportation; Business and Labor - Subcommittee on Economic Expansion and Growth; Children, Youth and Families; Judiciary III; Transportation, Vice Chair; Transportation - Subcommittee on Airports, Railways & Waterways.
CONFEREE: H 1008, S 125, S 14
EXCUSED ABSENCES ..... 91, 140, 145, 147, 690, 701.
OATH ..... 9.
SELECT COMMITTEE ON SENTENCING ..... 741.

BOWMAN, J. FRED
BILLS INTRODUCED - 1, *3, 5, 9, 10, *12, 18, 20, 22, 25, 26, 27, 28, 40, 41, 47, 50, 52, 58, *61, *62, 66, 69, 70, 71, 72, 73, 78, 79, 85, 91, *92, *93, *94, *95, *96, *99, *100, *101, *102, *103, *104, 105, 106, 107, 108, 109, 115, 116, 118, 120, 121, 122, *128, *129, 130, 134, 135, 136, 138, 139, 145, 147, 148, 149, *150, 151, 153, 155, 158, 161, 164, 165, *170, *171, *172, 181, 184, 185, 186, 188, 189, 205, 211, 214, 215, 218, 223, 224, 225, *227, 228, 232, 233, 235, 237, 240, 242, 245, 247, 248, 249, 254, 255, 257, 259, *260, 381, 382, 385, *387, 393, 394, 414, 415, 419, 421, 422, 423, 424, 426, 429, 440, 444, 446, 448, 453, 457, 458, 459, 469, 472, 473, 476, 479, 481, 482, 483, 489, 494, 505, 511, 514, 515, 518, 530, 535, 537, 548, 551, 552, 554, *556, 559, 562, 565, 568, 569, 573, 576, 581, 582, *591, 592, 595, 611, 614, 616, 621, 623, 631, 638, 639, 645, 650, 651, 652, 654, 656, 657, 658, 663, 664, 667, 670, 671, 672, 680, 684, 690, 696, 698, 704, 705, 706, 707, 718, 719, 721, 722, 724, 725, 727, 729, 741, 744, 746, 748, 751, 754, 764, 768, 769, 770, 777, 784, 787, 788, 800, 805, 806, 809, 810, 817, 818, 831, 834, *844, 846, 858, 862, 863, 886,

BOWMAN, J. FRED—Contd.
BILLS INTRODUCED—Contd.
905, 915, 919, 920, 922, 936, 937, 938, 939, 943, 946, 949, 950, 951, 952, 955, 963, 964, 965, 966, 969, 972, 974, 979, 981, 982, 990, 992, 994, 995, 1001, 1005, 1007, 1008, 1009, 1010, 1018, 1019, 1024, 1028, 1044, 1051, 1066, 1072, 1082, 1090, 1092, 1094, 1095, 1096, 1099, 1100, 1102, 1112, 1113, 1116, 1122, 1123, 1126, 1127, 1134, 1135, 1137, 1142, 1151, 1153, *1156, 1168, 1174, 1176, 1177, 1182, 1185, 1186, 1188, 1189, 1192, 1193, 1195, 1201, 1202, 1203, 1216, 1217, 1222, 1225, 1226, 1228, 1231, 1234, 1240, 1243, 1247, 1250, 1252, 1256, 1262, 1263, 1264, 1274, 1275, 1276, 1277, 1278, 1279, 1281, 1282, 1285, 1288, 1291, 1293, 1296, 1299, 1303, *1304, *1305, 1308, 1310, 1312, 1313, 1315, 1316, 1317, 1320, *1321, *1322, 1324, 1332, 1333, *1334, 1339, 1342, 1343, 1344, 1347, 1348, 1349, 1351, 1352, 1353, 1354, 1357, 1358, 1362, 1366, 1367, 1372, 1374, 1376, 1378, 1380, 1385, 1386, 1391, 1394, 1407, 1408, 1409, 1410, 1414, 1417, 1422, 1425, 1429, 1432, 1434, 1441, 1442, 1444, 1445, 1447, 1449, 1450, 1451, 1456, 1458, 1462, 1463, 1465, 1468, 1469, 1484, 1485.
COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Natural and Economic Resources, Co-Chair; Business and Labor - Subcommittee on Economic Expansion and Growth, Vice Chair; Education - Subcommittee on Preschool, Elementary and Secondary Education; Insurance; Public Employees, Vice Chair.
CONFEREE: H 101, S 26, S 27, S 699
OATH ..... 9.

BRASWELL, JERRY
BILLS INTRODUCED - 115, 116, 126, 134, 205, 214, 429, 466, *625, 633, 637, 654, 685, 718, 719, 805, 806, 832, 853, 871, 920, 932, 943, 1005, 1036, 1062, 1063, 1101, *1119, *1120, 1186, 1193, 1210, 1214, *1221, 1229, 1230, 1235, 1237, 1256, *1266, 1308, 1312, 1317, 1397, 1440.
COMMITTEE ASSIGNMENTS - Agriculture; Courts and Justice; Finance; Financial Institutions; Judiciary II; Local and Regional Government I.
CONFEREE: H 539, S 853
ESCORT FOR UNC BASKETBALL TEAM ..... 376.
EXCUSED ABSENCES ..... 821, 954, 1059, 1110, 1160.
OATH ..... 9.
SECONDS ADJOURNMENT ..... 150.

BRAWLEY, C. ROBERT
BILLS INTRODUCED - *13, 24, 66, 99, 100, 101, 102, 103, 104, 105, 150, 158, 232, 240, 347, 348, 400, 403, 408, 433, 434, 448, 459, 484, 485, 486, 487, 489, *647, *648, 674, 675, *690, 695, 709, 729, 739, 741, 755, *768, *769, *770, *771, 821, 863, 886, 906, 920, 949, 954, *960, *961, 962, 968, 993, 995, *996, 1005, 1024, 1096, 1099, 1107, 1122, 1125, 1139, 1140, 1165, 1169, 1178, 1179, 1180, 1181, *1183, *1184, 1193, 1207, 1288, 1405.
COMMITTEE ASSIGNMENTS - Business and Labor - Subcommittee on Labor Relations and Employment; Constitutional Amendments & Referenda; Finance, Vice Chair; Insurance; Pensions and Retirement, Vice Chair; Rules, Calendar, and Operations of the House.
CONFEREE: H 485, S 14, S 1148
EXCUSED ABSENCE ..... 86.
OATH ..... 9.
SECONDS ADJOURNMENT ..... 86.

BROWN, DOCK M.
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COMMITTEE ASSIGNMENTS - Business and Labor - Subcommittee on Labor Relations and Employment; Children, Youth and Families; Finance; Health and Human Services - Subcommittee on Health Care and Access; Public Utilities.
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COMMITTEE ASSIGNMENTS - Finance; Financial Institutions; Health and Human Services - Subcommittee on Human Services; Insurance; Pensions and Retirement.
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S 27 CURRENT OPERATIONS BUDGET (RATIFIED CH.0321) ..... 636, 651, 695, 696, 699, 702, 730, 741, 927, 928, 930.
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COMMITTEE ASSIGNMENTS - Finance; Financial Institutions; Insurance; State Government - Subcommittee on Boards and Commissions; Transportation - Subcommittee on Public Transportation.
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COMMITTEE ASSIGNMENTS - Children, Youth and Families; Environment; Ethics, Chair; Finance; Rules, Calendar, and Operations of the House; Transportation - Subcommittee on Airports, Railways & Waterways.
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H 96 STATE REAL PROPERTY MANAGEMENT (STATE GOV'T-STATE PARKS, FACILITIES & PROPERTY) (S 754) ..... 59, 169.
S 754 STATE REAL PROPERTY MANAGEMENT AMENDMENTS (STATE GOVERNMENT) (H 96) ..... 642.
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COMMITTEE ASSIGNMENTS - Agriculture; Appropriations - Subcommittee on Natural and Economic Resources; Environment, Vice Chair; Health and Human Services - Subcommittee on Human Services; Rules, Calendar, and Operations of the House.
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COMMITTEE ASSIGNMENTS - Agriculture; Environment; Finance; Judiciary II; Local and Regional Government I; Public Utilities.
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COMMITTEE ASSIGNMENTS - Agriculture; Appropriations - Subcommittee on Education; Business and Labor - Subcommittee on Labor Relations and Employment; Education - Subcommittee on Preschool, Elementary and Secondary Education; Health and Human Services - Subcommittee on Aging.
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COMMITTEE ASSIGNMENTS – Finance, Vice Chair; Financial Institutions; Health and Human Services – Subcommittee on Aging; Insurance, Chair; State Government – Subcommittee on Boards and Commissions, Vice Chair.
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H 590 CURRITUCK VOLUNTEER FIRE DEPARTMENT'S PURCHASE
SURPLUS (RATIFIED CH.0097) ..... 209, 229, 246, 704.

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DARE COUNTY
S 983 MANTEO TOWN MANAGER
(RATIFIED CH.0108) ..... 588, 693, 706, 715.
H 703 NAGS HEAD BEACH REGULATION (Senate) ..... 239, 483, 506.
H 589 PASQUOTANK HUNTING/DARE FISHING (Senate) . 209, 335, 386.
S 991 RESTRICT DARE MENHADEN FISHING
(AGRICULTURE) ..... 563, 775, 784, 795.

DAUGHTRY, LEO
BILLS INTRODUCED – 7, 24, 45, *151, 153, 154, 155, *197, 232, 240, 489, 583, 671, *672, 684, *716, 719, 727, 790, 831, 863, 886, 894, 895, 906, 920, 923, 962, 964, 974, 1029, *1044, 1063, 1099, 1122, *1124, 1179, 1180, 1193, 1195, 1405, 1438.
COMMITTEE ASSIGNMENTS – Agriculture; Finance; Judiciary II; Pensions and Retirement; Transportation – Subcommittee on Public Transportation.
CONFEREE: S 431, S 1139
EXCUSED ABSENCES ..... 147, 345, 381.
EXCUSED VOTE: H 877 ..... 574, 593.
NOTICE OF INTENT TO RECALL BILL FROM COMMITTEE ..... 903.
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SELECT COMMITTEE ON SENTENCING ..... 741.

DAVIDSON COUNTY
S 442 DAVIDSON ANNEXATION AGREEMENT
(RATIFIED CH.0292) ..... 395, 662, 844, 857, 872, 894.
H 845 DAVIDSON COUNTY AIRPORT AUTHORITY (RULES,
CALENDAR & OPERATIONS OF THE HOUSE) ..... 295.
S 724 HIGH ROCK LAKE MARINE COMMISSION
(RATIFIED CH.0355) ..... 783, 850, 946, 960, 976, 987.

DAVIDSON COUNTY—Contd.
H 860 LOCAL WATERSHED ZONING NOTICES (RATIFIED CH.0267) ..... 297, 388, 502, 547, 843, 855, 875.
H 649 THOMASVILLE OCCUPANCY TAX (RATIFIED CH.0453) ..... 217, 796, 807, 816, 1118.

DAVIE COUNTY
H 892 DAVIE/MOCKSVILLE LOCAL DEVELOPMENT (POSTPONED INDEFINITELY) ..... 301, 443.
H 860 LOCAL WATERSHED ZONING NOTICES (RATIFIED CH.0267) ..... 297, 388, 502, 547, 843, 855, 875.
S 699 ROCKINGHAM/DAVIE LOCAL DEVELOPMENT (RATIFIED CH.0025) ..... 254, 259, 264, 275, 291, 320, 328, 329, 377.

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DEBTOR AND CREDITOR (G.S. 23)
H 278 CLASSIFY MISDEMEANORS (RATIFIED CH.0539) (S 404) ..... 108, 675, 1007, 1024, 1148, 1150, 1180.
H 279 RECLASSIFY SOME FELONIES (APPROPRIATIONS) (S 403) ..... 109, 675.

DECKER, MICHAEL P.
BILLS INTRODUCED - 3, 28, 39, 45, 46, 156, 240, 261, 347, 353, 403, *417, *418, *419, 429, 489, 574, 682, 691, 732, *750, *751, 755, *830, 846, 863, *885, 886, *896, 906, 920, *947, 948, 949, 950, 951, 954, 955, 960, 965, 966, *968, 973, 974, 995, 1005, 1008, 1009, 1010, *1024, *1025, *1026, 1029, 1088, 1090, 1096, 1099, 1105, 1106, 1122, 1125, 1139, 1168, 1178, 1179, 1181, *1288, 1405.
COMMITTEE ASSIGNMENTS - Courts and Justice; Finance; Judiciary III; Local and Regional Government II; Public Employees.
CONFEREE: H 358
EXCUSED ABSENCES ..... 38, 86, 257, 1160.
OATH ..... 9.

DEEDS
S 772 CITY STREET CLOSINGS (RATIFIED CH.0149) ..... 587, 707, 729, 735, 740, 767.
H 131 EXTEND DEED CURATIVE (RATIFIED CH.0080) ..... 67, 103, 127, 130, 683.
S 455 MAP FILINGS (RATIFIED CH.0119) ..... 585, 714, 724, 729, 731.
S 758 PRESERVE RAILROAD EASEMENTS (TRANSPORTATION) ..... 642, 689, 708, 734.
H 395 RECORD CERTIFIED COPY (RATIFIED CH.0288) ... 141, 158, 164, 173, 835, 865, 881, 888.

DEVANE, DANIEL H.
BILLS INTRODUCED - 18, 20, 21, *28, 67, 68, 69, *82, *83, 85, 89, 90, 91, *97, *98, 102, 105, 120, 121, *145, *146, *147, *148, *149, 161, 163, 205, 215, *225, 232, 240, 246, 295, 296, 402, 403, 407, 421, 422, 429, 431, 449, *460, 472, 473, 478, *481, *482, *483, 490, 491, 503, *592, 631, 653, *681, 699, 718, 719, 724, 741, 742, 755, *764, *765, *766, *767, *788, *802, 805, 806, 809, 830, 831, 848, 886, 921, 928, 936, *969, *975, *976, 982, 986, 990, 995, 1005, 1008, 1009, 1016, 1024, 1049, *1061, 1082, *1102, 1122, 1129, 1151, 1154, 1159, 1186, 1193, 1195, *1211, *1212, 1217, *1222, 1237, 1256, 1262, 1263, 1265, 1275, 1276, 1282, 1288, 1303, 1308, *1332, *1333, 1339, *1348, 1360, 1374, *1376, 1382, 1405, 1418, *1422, 1438, 1440, 1448, 1463, 1464, 1490, 1497.

DEVANE, DANIEL H.—Contd.
COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Natural and Economic Resources, Co-Chair; Environment, Vice Chair; Pensions and Retirement; Public Utilities; Transportation - Subcommittee on Public Transportation, Vice Chair.
CONFEREE: H 101, S 26, S 27, S 161, S 851
ESCORT FOR SPEAKER ..... 20.
EXCUSED ABSENCES ..... 412, 457.
OATH ..... 9.

DIAMONT, DAVID H.
BILLS INTRODUCED - 134, 214, 253, 254, 257, 258, *266, *267, *268, *269, *270, *271, *272, *273, *274, *275, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 321, 322, 323, *324, *325, *326, *327, *328, *329, *330, 336, 337, 338, 340, 341, 342, 343, 344, 351, 352, 355, 357, 358, 359, 361, 362, 363, 364, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 429, 457, 458, 516, 517, 554, *578, 581, 582, 614, 615, 654, *725, 776, 805, 806, *834, *1126, *1127, *1158, 1188, 1189, 1192, 1201, 1202, 1203, 1216, *1217, *1232, *1277, *1365, *1366, 1409, 1441, 1442, 1468.
COMMITTEE ASSIGNMENTS - Appropriations, Co-Chair; Children, Youth and Families; Education - Subcommittee on Preschool, Elementary and Secondary Education; Ethics, Vice Chair; State Government - Subcommittee on Boards and Commissions.
CONFEREE: H 1158, S 26, S 27 (Co-Chair)
ESCORT FOR SPEAKER PRO TEMPORE ..... 32.
EXCUSED ABSENCES ..... 153, 156, 208, 228, 235, 248, 257, 268, 276, 291, 310, 321, 333, 345, 381, 388, 400, 412, 425, 432, 441, 457, 470, 480, 497, 518, 539, 559, 580, 606, 622, 650, 660, 666, 670, 678, 685, 701, 731, 798, 804, 810, 821, 830, 840, 851, 862, 887, 894, 906, 917, 932, 986, 1016, 1035, 1047.
OATH ..... 9.

DICKSON, W. W.
BILLS INTRODUCED - 1, 3, 7, 10, 11, 18, 19, 20, 21, 22, 23, 24, *27, 45, 62, *106, *107, *108, *109, 128, 129, 134, 203, 214, 240, 261, 348, 429, 449, 457, 458, 459, 461, 488, *553, *555, *575, 577, 583, 611, *680, 684, 694, 718, 721, *733, *747, 755, *761, *807, 863, 886, 895, 906, 920, 941, 973, 974, 995, *1018, *1019, 1029, 1062, 1099, 1122, 1125, 1128, 1136, 1151, 1186, 1187, 1192, 1193, 1246, 1252, 1271, 1274, 1275, 1276, 1291, *1396.
COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Human Resources; Education - Subcommittee on Preschool, Elementary and Secondary Education; Health and Human Services, Vice Chair; Health and Human Services - Subcommittee on Health Care and Access; Insurance; Rules, Calendar, and Operations of the House.
CONFEREE: H 747, S 10, S 27
EXCUSED ABSENCES ..... 86, 91, 94, 97, 103, 345, 497, 518, 798, 879, 970, 986, 1016, 1035, 1047, 1110, 1160.
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DISABLED - see HANDICAPPED PERSONS

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H 55 DISCRIMINATION/STATE PERSONNEL (JUDICIARY I) ..... 49.
H 54 EMPLOYMENT DISCRIMINATION STUDY (RULES, CALENDAR & OPERATIONS OF THE HOUSE) ..... 49.
H 1065 LEGISLATIVE/JUDICIAL PAY INEQUITIES (APPROPRIATIONS) ..... 359, 515.

DISCRIMINATION—Contd.
H 195 STATE SALARY INEQUITIES CORRECTED (APPROPRIATIONS) (S 121) ..... 82, 175.
H 871 STUDY MINORITY/WOMEN CONTRACTS (APPROPRIATIONS) (INCORPORATED CH. 561) (S 835) ... 298.
H 106 STUDY STATE CYTOTECHNOLOGY SALARIES (RATIFIED CH.0427) (S 224) ..... 62, 330, 462, 494, 1064, 1078, 1086.
H 1408 TEACH AMERICAN ETHICS (APPROPRIATIONS) (S1169) ..... 623, 752.
S 970 TEACHING HATE CRIME UNLAWFUL (RATIFIED CH.0332) ..... 645, 841, 861, 878, 903, 945.

DISEASES - see PUBLIC HEALTH

DIVORCE AND ALIMONY (G.S. 50)
H 978 ALIMONY LAW CHANGES (Senate) (S 874) ..... 347, 536, 557, 570, 596, 612, 613.
H 706 CHILD SUPPORT COST OF LIVING ADJUSTMENTS (JUDICIARY II) ..... 240.
H 402 CHILD SUPPORT WHILE IN SCHOOL (RATIFIED CH.0335) ..... 142, 389, 406, 452, 727, 734, 736, 797, 801, 803, 813, 926, 936, 938, 954.
H 937 EQUITABLE DISTRIBUTION INVENTORY (RATIFIED CH.0209) ..... 326, 560, 601, 800, 806, 811.
H 272 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/CHILD SUPPORT REFORM (COURTS & JUSTICE) (S 314) ..... 108.
H 704 INTEREST ON CHILD SUPPORT (JUDICIARY II) ..... 240.
H 1133 RESUMPTION OF SURNAME (Senate) ..... 369, 459, 492.

DOCKHAM, JERRY C.
BILLS INTRODUCED - 3, 5, 24, 45, 66, 134, 164, 214, 232, 240, 385, 414, 429, 489, 512, 513, 514, 530, *649, 709, 755, *803, 805, 806, 831, *845, 846, 863, 886, 906, 920, 949, 995, 1005, 1063, 1099, 1122, 1140, 1178, 1179, 1180, 1181, 1186, 1193, 1252, 1288.
COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Natural and Economic Resources; Education - Subcommittee on Community Colleges and Universities; Ethics; Financial Institutions; Insurance, Vice Chair.
EXCUSED ABSENCES .... 91, 174, 248, 345, 539, 559, 622, 670, 731, 798.
OATH ..... 9.
SECONDS ADJOURNMENT ..... 60.

DOCTORS - see MEDICINE AND ALLIED OCCUPATIONS

DOGS (G.S. 67)
H 986 AMEND DANGEROUS DOG LAW (Senate) ..... 348, 545, 599.
H 278 CLASSIFY MISDEMEANORS (RATIFIED CH.0539) (S 404) ..... 108, 675, 1007, 1024, 1148, 1150, 1180.

DOMESTIC VIOLENCE (G.S. 50B)
H 216 DOMESTIC VIOLENCE RESTRAINING ORDERS (Senate) ..... 88, 292, 332.

DRUGS - also see MEDICINE AND ALLIED OCCUPATIONS
H 249 ADOPT YOUTH SUBSTANCE ABUSE PLAN (RATIFIED RES.27) (S 334) ..... 99, 568, 569, 605, 618, 982, 1006, 1136.
S 334 ADOPT YOUTH SUBSTANCE ABUSE PLAN (RULES, CALENDAR & OPERATIONS OF THE HOUSE) (H 249) .... 585.
H 1134 CHILD NEGLECT EXPOSURE TO DRUGS (COURTS & JUSTICE) ..... 369.

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H 476 CLARIFY CONTROLLED SUBSTANCE EXAM ACT (RATIFIED CH.0213) ..... 183, 320, 417, 452, 821.
H 452 CLARIFY IMMUNIZATION LAW (RATIFIED CH.0134) ..... 176, 238, 274, 308, 317, 738.
S 621 CONTROLLED SUBSTANCE REGISTRATION FEES (RATIFIED CH.0384) ..... 766, 841, 972, 1004, 1029, 1036.
H 499 DRUG EDUCATION SCHOOL FEES (RATIFIED CH.0395) ..... 190, 333, 378, 387, 1034, 1040, 1050.
H 1449 DRUG EDUCATION SCHOOL/FEES (APPROPRIATIONS) ..... 629.
H 630 DRUG SCHEDULE ADDITIONS (RATIFIED CH.0319) ..... 214, 269, 309, 919.
H 1164 DWI ASSESSMENTS CHANGE (COURTS & JUSTICE) ..... 374.
H 1153 DWI COUNSELING LIMITATION (JUDICIARY III) ..... 372.
H 951 FELONY DRIVING AFTER SUSPENSION OF LICENSE (REPORTED UNFAVORABLE) ..... 337, 580.
H 950 FIREARM USE DURING DRUG OFFENSE (REPORTED UNFAVORABLE) ..... 337, 580.
S 885 HEALTH INSURANCE PHARMACY OF CHOICE (RATIFIED CH.0293) (H 905) ..... 643, 812, 839, 848, 894.
H 905 HEALTH INSURANCE/PHARMACY OF CHOICE (HEALTH & HUMAN SERVICES) (S 885) ..... 312.
S 930 HOSPITAL MEDICATION COUNSELING (HEALTH & HUMAN SERVICES) ..... 644.
H 671 LOCAL PARKS/DRUG-FREE ZONES (APPROPRIATIONS) ..... 224, 434.
H 1411 LRC STUDY CHEMICAL DEPENDENCY INSURANCE (RULES, CALENDAR & OPERATIONS OF THE HOUSE) ..... 624.
H 862 MAIL-ORDER PHARMACY REGISTRATION (RATIFIED CH.0455) ..... 297, 679, 799, 819, 827, 1119.
H 754 MANDATORY JAIL FOR SOME DWI (APPROPRIATIONS) ..... 260, 535.
H 949 MANDATORY SENTENCE/DRUG DEALER (REPORTED UNFAVORABLE) ..... 336, 580.
H 1484 MEDICAID IMMUNIZATIONS (APPROPRIATIONS) ..... 634.
H 551 NO DRIVERS LICENSE UNTIL TREATMENT (Senate) ..... 201, 415, 432, 732, 746, 756.
H 745 PRESCRIPTION DRUG ASSISTANCE ACT (APPROPRIATIONS) ..... 259, 293, 68, 732.
S 910 PRESCRIPTION DRUG LABEL (HEALTH & HUMAN SERVICES) ..... 644.
H 727 PUBLIC HOUSING/DRUG FREE ZONES (APPROPRIATIONS) ..... 251, 442, 477.
H 1082 REGULATE MEDICAL EQUIPMENT (Senate) ..... 362, 439, 520, 615, 649, 658.
H 1142 SUBSTANCE ABUSE CERTIFICATION ACT (Senate) (S 890) ..... 371, 538, 667, 676, 681.
H 948 SUSPEND PROFESSIONAL LICENSE/DRUG FELONY (JUDICIARY II) ..... 336.
H 719 UNIVERSAL CHILD IMMUNIZATION (APPROPRIATIONS) (INCORPORATED CH. 321) (S 674) ..... 242.

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S 551 DUPLIN GUN PERMITS (RATIFIED CH.0106) . 315, 693, 706, 715.
H 853 DUPLIN UNPAID AIRPORT ACCOUNTS (JUDICIARY II) ..... 296.
H 114 LINCOLN/DUPLIN/CHAPEL HILL OMNIBUS (RATIFIED CH.0549) . 63, 796, 807, 816, 1106, 1115, 1161, 1182.
H 852 WALLACE FRANCHISE TAX SHARING (FINANCE) (S 775) .. 296.

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S 773 DURHAM ANNEXATION ORDINANCES (RATIFIED CH.0342) ..... 578, 672, 888, 898, 908, 955.
H 779 DURHAM ANTIDISCRIMINATION (RATIFIED CH.0227) ..... 271, 389, 420, 831.
S 838 DURHAM CITY DISADVANTAGED BUSINESS (LOCAL & REGIONAL GOV'T. I) ..... 588.
H 506 DURHAM CITY ELECTIONS IN ORANGE (RATIFIED CH.0068) ..... 191, 321, 341, 671.
S 690 DURHAM CITY HOUSING CODE (PENDING RATIFICATION) ..... 396, 672, 1167.
S 688 DURHAM CITY ZONING PROTESTS (RATIFIED CH.0081) ..... 385, 672, 681, 685.
H 781 DURHAM CONDEMNATIONS (RATIFIED CH.0476) ..... 271, 392, 560, 590, 611, 1012, 1096, 1117, 1136.
S 837 DURHAM COUNTY DISADVANTAGED BUSINESS (LOCAL & REGIONAL GOV'T. I) ..... 588.
H 688 DURHAM COUNTY IMPACT FEES (FINANCE) ..... 231.
H 796 DURHAM COUNTY ROAD CLOSINGS (RATIFIED CH.0076) ..... 280, 484, 506, 672.
H 880 DURHAM FAIR HOUSING (Senate) ..... 300, 742, 745.
H 794 DURHAM HOUSING CODE COMPLAINTS (RATIFIED CH.0283) ..... 280, 484, 506, 886.
H 507 DURHAM HOUSING NOTICES (RATIFIED CH.0261) ..... 191, 321, 341, 842, 855, 874.
H 521 DURHAM MANAGER POWERS (RATIFIED CH.0297) ..... 193, 258, 275, 560, 590, 610, 895.
S 774 DURHAM MANAGER POWERS-2 (RATIFIED CH.0121) ..... 587, 673, 697, 731.
H 520 DURHAM MEETING NOTICE (RATIFIED CH.0279) ..... 193, 258, 288, 885.
S 689 DURHAM RELOCATION PAYMENTS (RATIFIED CH.0304) ..... 385, 672, 888, 900, 906.
H 687 DURHAM, CITY DELEGATE REZONING (RATIFIED CH.0264) ..... 231, 335, 386, 842, 855, 874.
H 874 DURHAM/ALLEGHANY MOTOR VEHICLE TAX (RATIFIED CH.0456) ..... 299, 971, 997, 1018, 1025, 1037, 1052, 1119.
H 835 FIREARMS ON DURHAM COUNTY PROPERTY (Senate) ..... 293, 416, 440.

DWI (Driving While Impaired)
H 278 CLASSIFY MISDEMEANORS (RATIFIED CH.0539) (S 404) ..... 108, 675, 1007, 1024, 1148, 1150, 1180.
H 1174 DIFFERENTIATED DRIVERS LICENSES (JUDICIARY II) ..... 375.
S 1074 DRIVERS LICENSE COMPACT (RATIFIED CH.0533) ..... 646, 1044, 1068, 1109, 1124, 1141, 1143, 1170.
H 1175 DRIVERS LICENSE REVOCATIONS (JUDICIARY II) ..... 375.
H 356 DWI AGGRAVATED BY CHILD IN CAR (Senate) (S 497) ..... 121, 534, 556.
H 385 DWI AMENDMENTS (RATIFIED CH.0285) (S 446) ..... 133, 246, 267, 454, 468, 765, 776, 779, 835, 859, 865, 868, 886.
S 446 DWI AMENDMENTS (JUDICIARY I) (H 385) ..... 638, 653.
H 1164 DWI ASSESSMENTS CHANGE (COURTS & JUSTICE) ..... 374.
H 3 DWI BLOOD ALCOHOL TO 0.08 (JUDICIARY I) (S 50) ..... 36.
H 1153 DWI COUNSELING LIMITATION (JUDICIARY III) ..... 372.

DWI (Driving While Impaired)—Contd.
H 366 DWI STUDY COMMISSION (RULES, CALENDAR & OPERATIONS OF THE HOUSE) ..... 123, 674.
H 951 FELONY DRIVING AFTER SUSPENSION OF LICENSE (REPORTED UNFAVORABLE) ..... 337, 580.
H 754 MANDATORY JAIL FOR SOME DWI (APPROPRIATIONS) ..... 260, 535.
H 551 NO DRIVERS LICENSE UNTIL TREATMENT (Senate) ..... 201, 415, 432, 732, 746, 756.
S 1017 OPPOSE FEDERAL LICENSE REQUIREMENT-2 (RATIFIED RES.30) ..... 577, 1096, 1133, 1170.
H 1219 OPPOSE FEDERAL REQUIREMENT TO SUSPEND LICENSE (RULES, CALENDAR & OPERATIONS OF THE HOUSE) .... 444.
H 141 POLICE INFORMATION NETWORK ACCESS FOR INFRACTIONS (RATIFIED CH.0039) ..... 70, 321, 343, 444, 464, 475.
H 279 RECLASSIFY SOME FELONIES (APPROPRIATIONS) (S 403) ..... 109, 675.
H 766 RESTITUTION FOR ACCIDENT RESPONSE (JUDICIARY III) . 262.
H 956 SCHOOL BUS DRIVER PAY/LIABILITY (APPROPRIATIONS) ..... 337, 733.
H 280 STRUCTURED SENTENCING-1 (JUDICIARY III) (S 401) ..... 109.
H 277 STRUCTURED SENTENCING-2 (RATIFIED CH.0538) (S 402) ..... 108, 675, 1007, 1024, 1147, 1150, 1171.

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EASTERLING, RUTH M.
BILLS INTRODUCED - 50, 53, 54, 55, 200, 201, 202, 206, 211, 213, 214, 218, 220, 221, 233, 261, 305, 347, *348, *349, *350, *351, *352, *353, *354, *355, *356, *357, *358, *359, *360, *361, *362, *363, *364, *365, *366, *367, *368, 394, 415, *431, 444, 448, 457, 458, 459, 513, 515, 535, 554, 572, 577, 611, 612, 615, *626, *627, *628, *629, 637, 704, 705, 706, 707, *718, 719, 720, 721, 776, 790, 809, 829, 831, 840, 847, 858, 863, 872, 882, 886, 973, 980, 985, 997, 999, 1000, 1005, 1016, 1062, 1065, 1079, 1082, *1130, 1143, 1144, 1145, 1146, 1147, 1148, 1161, 1168, 1178, 1186, 1187, 1193, 1213, 1235, 1236, *1237, 1253, 1256, 1269, 1270, 1271, 1291, 1293, 1296, 1306, 1308, *1404, 1405, 1410, 1428, 1441, *1450, *1451, *1452, *1453, *1454, 1464, *1489, 1491.
COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Human Resources, Co-Chair; Business and Labor - Subcommittee on Labor Relations and Employment; Children, Youth and Families, Vice Chair; Health and Human Services - Subcommittee on Human Services; Judiciary II.
CONFEREE: S 26, S 27
ESCORT FOR SPEAKER PRO TEMPORE ..... 32.
EXCUSED ABSENCES ..... 276, 1059.
OATH ..... 9.
SECONDS ADJOURNMENT ..... 660.

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H 38 1993 LOTTERY WITH REFERENDUM-2 (FINANCE) ..... 44.
H 178 1993 REFERENDUM-STATE LOTTERY (CONSTITUTIONAL AMENDS. & REFERENDA) ..... 78.
S 26 1993-95 CAPITAL BUDGET (RATIFIED CH.0561) .. 1033, 1072, 1100, 1129, 1178, 1182, 1183.
H 502 ABC TECHNICAL AMENDMENTS (RATIFIED CH.0415) ..... 190, 441, 469, 690, 709, 711, 718, 724, 1044, 1052, 1060.
H 663 AGENCY DUTIES/RECYCLING INDUSTRY (RATIFIED CH.0250) ..... 219, 496, 514, 852.

ECONOMIC DEVELOPMENT—Contd.

H 539 BUSINESS CORPORATION ACT AMENDMENTS (RATIFIED CH.0552) (S 582) ..... 199, 517, 530, 555, 573, 825, 915, 920, 922, 928, 1142, 1149, 1151, 1182.

H 724 COMPREHENSIVE STRATEGIC ECONOMIC DEVELOPMENT PLAN (BUSINESS & LABOR-ECONOMIC EXPANSION & GROWTH) (S 504) ..... 251, 319.

S 27 CURRENT OPERATIONS BUDGET (RATIFIED CH.0321) ..... 636, 651, 695, 696, 699, 702, 730, 741, 927, 928, 930.

H 1372 ECONOMIC DEVELOPMENT FINANCING BONDS (FINANCE) (S1157) ..... 585.

S 1157 ECONOMIC DEVELOPMENT FINANCING BONDS (RATIFIED CH.0497) (H1372) . 739, 834, 1054, 1065, 1074, 1147.

S 14 EDUCATION/CLEAN WATER/PARKS BONDS (RATIFIED CH.0542) ..... 995, 1007, 1023, 1038, 1045, 1109, 1115, 1161, 1166, 1181.

H 1362 EXPAND BUSINESS TAX CREDIT (FINANCE) (S1141) ..... 583.

S 1141 EXPAND BUSINESS TAX CREDIT (RATIFIED CH.0443) (H1362) ..... 835, 889, 911, 921, 1087.

H 654 EXPAND JOBS TAX CREDIT (RATIFIED CH.0045) ..... 218, 470, 491, 508, 615.

H 1109 EXPAND LOCAL DEVELOPMENT (RATIFIED CH.0536) ..... 366, 482, 485, 864, 893, 900, 1130, 1142, 1171.

H 784 GAS FRANCHISE REVIEW (Senate) ..... 271, 619, 659.

H 943 GLOBAL TRANSPARK DEVELOPMENT ZONE (JUDICIARY III) (S 853) ..... 327.

S 853 GLOBAL TRANSPARK DEVELOPMENT ZONE (RATIFIED CH.0544) (H 943) ..... 464, 966, 980, 992, 1071, 1076, 1154, 1155, 1172, 1181.

H 294 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ ECONOMIC DEVELOPMENT (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 111, 292.

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FLAHERTY, DAVID T., JR.—Contd.
COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Justice and Public Safety; Business and Labor - Subcommittee on Labor Relations and Employment; Courts and Justice; Judiciary I, Vice Chair; Public Utilities; Transportation - Subcommittee on Airports, Railways & Waterways.
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COMMITTEE ASSIGNMENTS - Agriculture; Appropriations - Subcommittee on Education; Education, Vice Chair; Education - Subcommittee on Preschool, Elementary and Secondary Education, Vice Chair; Environment; Public Employees, Chair.
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GAMBLE, JOHN REEVES, JR.
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GARDNER, CHARLOTTE A.
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COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Human Resources; Children, Youth and Families; Health and Human Services - Subcommittee on Aging, Vice Chair; Insurance; Judiciary II.
EXCUSED ABSENCES ..... 788, 1160.
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H 1243 STATE MILEAGE ALLOWANCE (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 473.
S 155 TAX LAWS TECHNICAL CHANGES/SECRECY (RATIFIED CH.0485) ..... 303, 1057, 1066, 1075, 1146.
H 1061 UNDERGROUND STORAGE TANKS AMENDMENTS-93 (RATIFIED CH.0402) (S 928) ..... 359, 716, 743, 771, 777, 784, 1034, 1042, 1043, 1051.

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COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Education; Business and Labor - Subcommittee on Travel and Tourism, Vice Chair; Education - Subcommittee on Community Colleges and Universities; Ethics; Pensions and Retirement; State Government - Subcommittee on Military, Veterans and Indian Affairs.
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H 885 GUILFORD ANNEXATION RESTRICTED (STATE GOVERNMENT) ..... 300.
H 791 GUILFORD LOCAL DEVELOPMENT (Senate) . 272, 391, 680, 698.
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H 866 GUILFORD SCHOOL FUNDING (RULES, CALENDAR & OPERATIONS OF THE HOUSE) (H 934) ..... 298.
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COMMITTEE ASSIGNMENTS - Constitutional Amendments & Referenda; Environment, Vice Chair; Finance, Co-Chair; Judiciary I, Vice Chair; Rules, Calendar, and Operations of the House, Vice Chair.
CONFEREE: H 101, H 120, H 385 (Chair), H 402, S 14, S 60, S 125, S 699 (Chair), S 853 (Co-Chair), S 1139
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HALL, BOBBY RAY
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COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Transportation; Business and Labor - Subcommittee on Economic Expansion and Growth; Education - Subcommittee on Preschool, Elementary and Secondary Education; Pensions and Retirement; State Government - Subcommittee on State Parks, Facilities and Property.
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H 138 GAS SERVICE FOR HANDICAPPED (JUDICIARY I) (S 73) ..... 69.
S 871 IMPROVEMENT CONTRACTOR LICENSE (FINANCE) ..... 880.
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H 1036 REPLACEMENT LIMBS COMPENSABLE (JUDICIARY I) ..... 356.
S 475 SELLING HANDICAP PLACARDS ILLEGAL (RATIFIED CH.0373) .. 620, 820, 837, 876, 916, 952, 961, 1017.
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HAYES, ROBERT C.
BILLS INTRODUCED - 36, 39, 45, 240, 346, 403, 489, 674, 675, 709, 732, 768, 769, *801, 805, 806, 830, 863, 906, *948, 949, 960, 961, 964, 995, 1005, 1096, 1099, 1128, *1174, *1175, 1178, 1179, 1180, 1181, 1186, 1288, 1438, 1457.
COMMITTEE ASSIGNMENTS - Children, Youth and Families; Environment; Finance; Health and Human Services - Subcommittee on Health Care & Access.
EXCUSED ABSENCES ..... 126, 128, 235, 726, 737, 780.
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H 605 HAYWOOD ROAD ASSESSMENTS (POSTPONED INDEFINITELY) ..... 211, 1057.
H 743 HAZELWOOD/WAYNESVILLE MERGER (RATIFIED CH.0353) ... 259, 392, 486, 505, 526, 947, 959, 971.
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H 88 CONTINUE EMERGENCY MANAGEMENT STUDY (RULES, CALENDAR & OPERATIONS OF THE HOUSE) (S 75) ..... 58.
S 27 CURRENT OPERATIONS BUDGET (RATIFIED CH.0321) ..... 636, 651, 695, 696, 699, 702, 730, 741, 927, 928, 930.
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H 317 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ SUNSET STATE BOARDS & COMMISSIONS (STATE GOVERNMENT) (S 312) ..... 115.
H 86 HAZARDOUS MATERIALS EMERGENCY RESPONSE (APPROPRIATIONS) (INCORPORATED CH. 321) (S 72) ..... 58, 168, 180.
H 544 OMNIBUS TECHNICAL AMENDMENTS (RATIFIED CH.0553) ..... 200, 569, 602, 1166, 1174, 1182.
S 558 PRESIDENT PRO TEM'S APPOINTMENTS (RATIFIED CH.0555) ..... 586, 1171, 1173, 1183.
H 279 RECLASSIFY SOME FELONIES (APPROPRIATIONS) (S 403) ..... 109, 675.
H 976 REORGANIZE GOVERNOR'S WASTE MANAGEMENT BOARD (RATIFIED CH.0501) ..... 347, 716, 953, 984, 1147.
S 1165 RESIDENT INSPECTOR PROGRAM AMENDMENTS (RATIFIED CH.0511) ..... 897, 1069, 1077, 1089, 1133, 1168.
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H 1216 TEMPORARY BUDGET CONTINUATION (RATIFIED CH.0253) (S 975) ..... 444, 843, 852.
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H 544 OMNIBUS TECHNICAL AMENDMENTS (RATIFIED CH.0553) ..... 200, 569, 602, 1166, 1174, 1182.

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H 278 CLASSIFY MISDEMEANORS (RATIFIED CH.0539) (S 404) ..... 108, 675, 1007, 1024, 1148, 1150, 1180.
S 27 CURRENT OPERATIONS BUDGET (RATIFIED CH.0321) ..... 636, 651, 695, 696, 699, 702, 730, 741, 927, 928, 930.
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H 314 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ CERTIFICATES OF NEED (HEALTH & HUMAN SERVICES) 114.
H 345 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ ENTIRE PACKAGE (APPROPRIATIONS) ..... 119.
H 317 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ SUNSET STATE BOARDS & COMMISSIONS (STATE GOVERNMENT) (S 312) ..... 115.
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H 602 TRAUMA SYSTEM ACT OF 1993 (RATIFIED CH.0336) ..... 210, 277, 317, 800, 833, 845, 875, 931, 935, 939, 954.

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HEALTH CARE FACILITIES, INSPECTION AND LICENSING OF - see CARE FACILITIES

HEALTH INSURANCE - see INSURANCE

HEALTH MAINTENANCE ORGANIZATIONS (HMO) - see INSURANCE

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HENSLEY, ROBERT JONATHAN, JR.
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COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on General Government; Children, Youth and Families; Financial Institutions; Judiciary III, Chair; Rules, Calendar, and Operations of the House.
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H 278 CLASSIFY MISDEMEANORS (RATIFIED CH.0539) (S 404) ..... 108, 675, 1007, 1024, 1148, 1150, 1180.
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S 27 CURRENT OPERATIONS BUDGET (RATIFIED CH.0321) ..... 636, 651, 695, 696, 699, 702, 730, 741, 927, 928, 930.
S 219 DELETE UNC VENDING REPORT (RATIFIED CH.0406) ..... 688, 963, 1032, 1059.
H 212 ECU MEDICAL SCHOOL RECEIPTS (APPROPRIATIONS) (INCORPORATED CH. 321) (S 197) ..... 87.
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S 14 EDUCATION/CLEAN WATER/PARKS BONDS (RATIFIED CH.0542) ..... 995, 1007, 1023, 1038, 1045, 1109, 1115, 1161, 1166, 1181.
S 554 FLETCHER/JERALDS HEALTH REFORM (RULES, CALENDAR & OPERATIONS OF THE HOUSE) (H 612) ..... 340, 790, 806, 814, 827, 828.
H 732 FUNDING WOMEN'S ATHLETICS (APPROPRIATIONS) ..... 252.
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H 292 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ EDUCATION CONTINUUM (RATIFIED CH.0393) ..... 111, 409, 424, 1013, 1040, 1050.
H 345 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ ENTIRE PACKAGE (APPROPRIATIONS) ..... 119.
H 317 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ SUNSET STATE BOARDS & COMMISSIONS (STATE GOVERNMENT) (S 312) ..... 115.
S 393 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ UNC BOARD OF GOVERNORS REVIEW/PLAN (RATIFIED CH.0407) ..... 501, 957, 1032, 1059.
H 340 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ UNIVERSITY OF NORTH CAROLINA (APPROPRIATIONS) ..... 119, 286.
H 401 NCCU RETAIN PROPERTY SALE MONEY (RATIFIED CH.0430) ..... 142, 455, 478, 1086.
H 1159 NCSU STUDY HOG OPERATIONS (APPROPRIATIONS) (INCORPORATED CH. 561) (S 926) ..... 373, 907.
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S 1020 NORTH CAROLINA ARBORETUM CHANGES (RULES, CALENDAR & OPERATIONS OF THE HOUSE) ..... 639, 655.
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H 1323 REPUBLICAN CAUCUS 1993 BUDGET (FINANCE) ..... 543.
H 257 SCHOOL ADMINISTRATOR PROGRAMS (RATIFIED CH.0199) (S 459) ..... 105, 346, 410, 530, 555, 800, 805, 810.
H 455 SCHOOL GOVERNANCE CHANGES-2 (CONSTITUTIONAL AMENDS. & REFERENDA) ..... 176.
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H 268 STATE BUDGET & FISCAL CONTROL ACT (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 107.
S 248 UNC BOARD ELIGIBILITY (FAILED 2ND READING) ..... 327, 662, 677.

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H 578 UNC CAPITAL PROJECTS (RATIFIED CH.0451) ..... 204, 941, 953, 962, 979, 991, 1118.
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HIGHTOWER, FOYLE
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COMMITTEE ASSIGNMENTS - Agriculture; Education - Subcommittee on Preschool, Elementary and Secondary Education; Environment; Finance; Insurance, Vice Chair; State Government, Chair.
ESCORT FOR SPEAKER ..... 20.
EXCUSED ABSENCES ..... 166, 731, 737, 917, 932, 944, 954, 1035, 1160.
OATH ..... 9.

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HILL, DEWEY L.
BILLS INTRODUCED - *43, 134, *157, 161, 164, 165, 205, 226, 295, 395, 396, 397, 403, 409, 420, 429, 449, 460, 491, 569, 611, *618, 631, *645, 654, 671, 699, 721, 724, 774, 805, 806, 809, 813, 821, 831, *856, 858, 863, 875, 876, 886, 920, 954, 955, 957, 980, *986, 1005, 1007, 1008, 1009, 1010, 1082, 1090, 1092, 1101, 1122, 1141, 1142, 1144, 1145, 1146, 1148, 1149, 1151, 1168, 1186, 1188, 1189, 1193, 1195, 1225, 1227, 1235, *1255, 1275, 1276, 1291, 1308, *1320, 1337, 1341, 1353, 1357, 1362, 1363, 1373, 1376, 1382, 1385, 1411, 1412, 1415, 1441, *1449, 1470.
COMMITTEE ASSIGNMENTS - Agriculture; Business and Labor - Subcommittee on Labor Relations and Employment; Finance; Public Utilities; Rules, Calendar, and Operations of the House.
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PRESENTATION ON BEHALF OF FRESHMAN MEMBERS OF HOUSE ..... 1099.
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H 855 TAKE WATERFOWL ON SUNDAY (FAILED 2ND READING) ..... 296, 429, 452, 493.

HOLMES, GEORGE M.
BILLS INTRODUCED - 45, *166, *167, 180, 240, 399, 579, 684, *689, 721, 755, 804, 831, 846, 863, 886, 920, 949, 964, 968, 973, 974, 995, 1024, 1029, 1122, 1128, 1151, 1178, 1179, 1180, 1181, 1186, 1193, 1262, 1263, 1264, 1288, 1364, 1401, 1438, 1441, 1499.
COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Transportation; Financial Institutions, Vice Chair; Insurance; Judiciary III; Public Utilities, Vice Chair.
CONFEREE: H 235, H 747, S 26, S 27, S 125
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HOLT, BERTHA M.
BILLS INTRODUCED - 53, 54, 55, *214, 218, *222, 223, 233, *247, *248, 261, 305, 347, 349, 350, 353, 356, 357, 359, 361, 365, 368, *423, *424, 426, 429, 431, 457, 458, *484, *485, *486, *487, 488, 530, 577, 581, 582, *591, 614, 615, 628, 629, 640, 643, 651, 654, 718, 719, *772, 800, 809, 818, 844, 846, 872, 886, 894, 895, *904, *930, *931, 953, *997, *998, *999, *1000, 1001, 1002, 1005, *1039, *1040, *1041, *1042, *1043, 1062, *1071, *1074, 1082, 1093, 1095, 1096, 1119, 1122, 1143, *1162, *1163, *1164, 1168, 1186, 1193, *1206, 1213, *1233, *1234, 1237, 1256, *1269, 1306, 1308, 1313, 1316, 1317, 1339, *1351, *1352, *1353, *1354, *1355, 1401, 1441, 1464, *1485, *1487.
COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Justice and Public Safety, Co-Chair; Constitutional Amendments & Referenda; Education - Subcommittee on Preschool, Elementary and Secondary Education, Vice Chair; Environment; Judiciary I, Vice Chair.
CONFEREE: H 235, H 485, H 1062, S 26, S 27, S 1066
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H 698 FELONY LARCENY AMOUNT/FLEA MARKETS (RULES, CALENDAR & OPERATIONS OF THE HOUSE) ... 239, 389, 412, 1130.
H 317 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ SUNSET STATE BOARDS & COMMISSIONS (STATE GOVERNMENT) (S 312) ..... 115.
H 490 INDIAN HOUSING AUTHORITY NAME (RATIFIED CH.0201) ..... 189, 311, 342, 810.

HOWARD, JULIA C.
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BILLS INTRODUCED - 3, 24, 45, 61, 66, 92, 93, 94, 95, 96, 142, 151, 214, 240, 261, 347, 414, 429, 433, 434, 449, 583, 684, 709, 721, 755, 770, 805, 806, 831, *860, 863, *892, 906, 964, 973, 974, 995, 1024, 1029, 1082, 1096, 1099, 1119, 1122, *1125, 1128, 1143, 1151, 1178, 1179, 1180, 1186, 1252, 1262, 1263, 1275, 1276, 1288, 1401.
COMMITTEE ASSIGNMENTS - Agriculture, Vice Chair; Finance; Financial Institutions; Local and Regional Government II; State Government - Subcommittee on State Parks, Facilities and Property, Vice Chair.
CONFEREE: S 699
EXCUSED ABSENCES ..... 38, 60, 66, 80, 91, 94, 97, 103, 153, 156, 197, 400, 518, 788, 798, 804, 810, 821, 830, 840, 851, 862, 879, 887, 894, 917, 986, 1016, 1035, 1110, 1160.

HOWARD, JULIA C.—Contd.
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COMMITTEE ASSIGNMENTS - Constitutional Amendments & Referenda; Finance; Rules, Calendar, and Operations of the House, Chair; State Government - Subcommittee on Military, Veterans and Indian Affairs, Vice Chair; Transportation - Subcommittee on Highways.
CONFEREE: H 1158, S 14, S 60
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COMMITTEE ASSIGNMENTS - Business and Labor - Subcommittee on Travel and Tourism; Finance; Health and Human Services - Subcommittee on Health Care and Access, Vice Chair; Public Utilities, Chair; Rules, Calendar, and Operations of the House.
OATH ..... 9.
SECONDS ADJOURNMENT ..... 742.

HUNTER, HOWARD J., JR.
BILLS INTRODUCED - 9, 10, 11, 18, 19, 20, 21, 22, 23, 38, 53, 54, 55, 67, 68, 69, 126, 136, 153, 154, 155, 158, 183, 184, 185, 186, 187, 188, 189, 190, 191, *200, *201, *202, 206, 211, 213, 215, 216, 218, 219, 220, 221, 223, 226, 240, *249, *250, *251, 253, 254, 255, 256, 261, 269, 270, 271, 272, 273, 274, 275, 287, 288, 289, 290, 291, 292, 293, 294, 295, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, *336, *337, *338, *340, *341, *342, *343, *344, 347, 348, 349, 352, 353, 363, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 414, 415, 421, 422, *427, *428, 429, 457, 458, 460, *478, *479, *480, 519, 522, 523, *534, *536, 614, 615, 637, 638, 643, 654, 671, 718, *719, 720, 721, 724, *738, 805, 806, 809, 834, *857, 858, 863, 871, 872, 886, 904, *953, 976, 993, 994, 1005, 1037, 1048, 1056, 1059, 1062, 1063, 1065, *1075, *1076, *1077, 1082, 1122, 1123, 1137, 1141, 1142, 1151, *1159, 1161, 1168, 1172, *1177, 1186, 1192, 1193, 1195, *1214, *1215, 1216, 1217, 1219, 1221, 1232, 1234, 1236, 1237, 1238, 1239, *1249, *1250, 1256, 1260, *1272, 1278, 1279, 1280, 1281, 1285, 1291, 1293, 1296, *1297, *1298, 1299, 1300, 1305, 1306, 1308, 1313, 1316, 1339, 1353, 1390, *1419, *1420, *1421, 1423, *1435, 1438, 1440, *1492.

HUNTER, HOWARD J., JR.—Contd.
COMMITTEE ASSIGNMENTS - Agriculture; Appropriations - Subcommittee on Natural and Economic Resources; Business and Labor - Subcommittee on Travel and Tourism; Children, Youth and Families, Chair; Health and Human Services - Subcommittee on Human Services, Vice Chair.
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HUNTER, ROBERT CARL
BILLS INTRODUCED - 54, 55, 119, 134, *283, *390, 422, 434, *435, 619, 718, 719, 720, *734, 741, *754, 802, *922, *923, 1005, 1007, 1008, 1009, 1010, *1015, *1016, 1092, 1151, *1157, 1168, 1186, 1193, 1195, *1208, 1292, 1308, 1362, 1372, 1373, *1380, 1384, *1406, *1416, 1436, 1437, 1441, 1458, 1466, 1499.
COMMITTEE ASSIGNMENTS - Courts and Justice; Ethics, Vice Chair; Finance; Financial Institutions; Judiciary II, Chair; Rules, Calendar, and Operations of the House.
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S 152 INDIAN CULTURAL CENTER LEASE (RATIFIED CH.0088) ..... 562, 690, 697, 703.
H 490 INDIAN HOUSING AUTHORITY NAME (RATIFIED CH.0201) ..... 189, 311, 342, 810.

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S 1163 POLLUTION FACILITIES FINANCING (RATIFIED CH.0130) ..... 646, 662, 689, 712, 738.

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S 125 PURCHASE MONEY REFINANCING (RATIFIED CH.0370) ..... 314, 880, 913, 958, 969, 986, 988, 1010, 1017.

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H 817 AUDITOR OFF FIRE/RESCUE COMMISSION (RATIFIED CH.0155) ..... 283, 497, 532, 767.
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H 873 CHIROPRACTOR INSURANCE EQUALITY ACT (RATIFIED CH.0554) ..... 299, 520, 574, 1014, 1041, 1043, 1049, 1150, 1151, 1161, 1182.
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H 189 COMPENSATION CARRIER SAFETY SERVICES (INSURANCE) (S 163) ..... 82.
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H 665 CREDIT INSURANCE CHANGES (RATIFIED CH.0226) (S 672) ..... 219, 242, 519, 566, 591, 765, 812, 826, 831.
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S 554 FLETCHER/JERALDS HEALTH REFORM (RULES, CALENDAR & OPERATIONS OF THE HOUSE) (H 612) ..... 340, 790, 806, 814, 827, 828.
H 345 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ ENTIRE PACKAGE (APPROPRIATIONS) ..... 119.
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H 219 HEALTH EDUCATION & RESPONSIBILITY (HEALTH & HUMAN SERVICES) ..... 88, 164.
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S 885 HEALTH INSURANCE PHARMACY OF CHOICE (RATIFIED CH.0293) (H 905) ..... 643, 812, 839, 848, 894.
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S 574 INSURANCE PREMIUM FINANCING (INSURANCE) ..... 328.
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S 603 INSURANCE SUBSTANTIVE CHANGES (RATIFIED CH.0409) (H 609) ..... 578, 946, 1032, 1059.
H 607 INSURANCE TECHNICAL AMENDMENTS (INSURANCE) (S 586) ..... 211.
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H 457 NURSES PAID BY INSURANCE (RATIFIED CH.0347) (S 771) ..... 177, 476, 511, 947, 959, 970.
H 544 OMNIBUS TECHNICAL AMENDMENTS (RATIFIED CH.0553) ..... 200, 569, 602, 1166, 1174, 1182.
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H 606 SETTLEMENT AWARD/PREMIUM TAX (RULES, CALENDAR & OPERATIONS OF THE HOUSE) ..... 211, 470, 508, 527, 1111.
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H 729 SMALL EMPLOYER HEALTH PLANS (PORTION INCORPORATED CH. 321) (RATIFIED CH.0529) (S 696) ..... 252, 662, 1008, 1015, 1158, 1160, 1170.
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H 17 BANK INTEREST EXPENSE DEDUCTIONS (REPORTED UNFAVORABLE) ..... 39, 782.
S 513 BANKING AMENDMENTS (CONFERENCE COMMITTEE) ..... 764, 785, 792, 866, 876.
H 278 CLASSIFY MISDEMEANORS (RATIFIED CH.0539) (S 404) ..... 108, 675, 1007, 1024, 1148, 1150, 1180.
H 16 CONDEMNATION INTEREST (POSTPONED INDEFINITELY) ..... 39, 401.
H 1372 ECONOMIC DEVELOPMENT FINANCING BONDS (FINANCE) (S1157) ..... 585.
S 1157 ECONOMIC DEVELOPMENT FINANCING BONDS (RATIFIED CH.0497) (H1372) . 739, 834, 1054, 1065, 1074, 1147.
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H 622 INSURER FINANCIAL SOLVENCY (RATIFIED CH.0452) (S 606) ..... 213, 674, 732, 747, 757, 1118.
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H 449 INTEREST REFUND (Senate) ..... 175, 454, 478, 492.
S 681 LATE FEE AMENDMENT (RATIFIED CH.0339) ..... 501, 822, 848, 955.
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H 543 TORT CLAIMS INTEREST (APPROPRIATIONS) .... 200, 322, 379.

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IVES, WILLIAM MANER
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COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Human Resources; Children, Youth and Families; Health and Human Services - Subcommittee in Aging; Local Regional Government II; Public Utilities.
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JAMES, VERNON G.
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COMMITTEE ASSIGNMENTS - Agriculture - Chair; Appropriations - Subcommittee on Natural and Economic Resources; Local and Regional Government I; Public Utilities; Rules, Calendar, and Operations of the House, Vice Chair.
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JARRELL, MARY LONG
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COMMITTEE ASSIGNMENTS - Business and Labor, Vice Chair; Business and Labor - Subcommittee on Economic Expansion and Growth, Chair; Children, Youth and Families, Vice Chair; Education - Subcommittee on Preschool, Elementary and Secondary Education; Finance; Judiciary III.
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JEFFUS, MARGARET MOORE
BILLS INTRODUCED - 9, 10, 11, 12, 18, 25, 47, 48, 49, 53, 54, 55, 99, 100, 101, 102, 103, 104, 120, 121, 134, 143, 144, 150, 182, 200, 201, 202, 205, 206, 211, 213, 214, *220, *221, 223, 224, 227, 228, 229, 233, 241, 242, 243, 245, 339, 348, 349, 350, 351, 352, 355, 357, 358, 359, 360, 361, 362, 363, 364, 365, 367, 368, 398, 425, 429, *450, 457, 458, 569, *573, 581, 582, 614, 615, 616, 626, 627, 628, 629, 633, 639, 640, 660, 662, 718, 719, 720, 721, 791, 846, 862, 863, 865, 904, 905, 931, 999, 1005, 1008, 1009, 1010, 1033, 1056, 1062, 1082, 1090, 1101, 1126, 1148, 1168, 1186, 1187, 1188, 1189, 1193, 1201, 1202, 1203, 1249, 1273, 1306, 1308, 1353, 1362, 1372, 1383, 1397, 1401, 1431, *1441, *1442, 1455.
COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on General Government; Business and Labor - Subcommittee on Travel and Tourism; Children, Youth and Families; Education - Subcommittee on Preschool, Elementary and Secondary Education; Health and Human Services, Vice Chair; Health and Human Services - Subcommittee on Aging, Chair.
EXCUSED ABSENCES ..... 228, 932, 944.
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JENKINS, THOMAS K.
BILLS INTRODUCED - 9, *119, 134, *160, 218, 383, 384, 393, 415, 429, 433, 434, 459, 581, 582, 615, 654, *673, 721, 755, *792, 831, 863, 886, 904, 916, 918, 921, 954, 964, 973, 974, 989, 993, 1056, 1063, 1122, *1136, 1141, 1142, 1143, 1186, 1191, 1193, 1195, *1198, *1199, 1225, 1244, 1256, 1268, 1308, 1341, 1345, 1364, *1383, *1384, 1401, 1405, 1411, 1436, 1437, 1441, 1444, 1464, 1466.
COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Natural and Economic Resources; Education - Subcommittee on Preschool, Elementary and Secondary Education; Environment; Health and Human Services - Subcommittee on Health Care and Access; Judiciary III.
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COMMITTEE ASSIGNMENTS - Finance; Financial Institutions; Local and Regional Government II; State Government - Subcommittee on Military, Veterans and Indian Affairs; Transportation - Subcommittee on Highways.
EXCUSED ABSENCES ..... 932, 944.
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H 278 CLASSIFY MISDEMEANORS (RATIFIED CH.0539) (S 404) ..... 108, 675, 1007, 1024, 1148, 1150, 1180.
H 44 CONDEMNATION AWARDING COSTS (JUDICIARY I) ..... 47.
H 1073 COUNTEROFFER OF JUDGMENT (COURTS & JUSTICE) ..... 360.
H 993 COURT FEES/HISTORIC COURTHOUSE GRANTS (COURTS & JUSTICE) ..... 349.
S 27 CURRENT OPERATIONS BUDGET (RATIFIED CH.0321) ..... 636, 651, 695, 696, 699, 702, 730, 741, 927, 928, 930.
H 1175 DRIVERS LICENSE REVOCATIONS (JUDICIARY II) ..... 375.
H 174 ELECTRONIC FUNDS TRANSFER (RATIFIED CH.0450) ..... 78, 154, 962, 978, 991, 1118.
H 977 ENTRY OF JUDGMENT RULE-1 (Senate) ..... 347, 536, 575.
S 1139 FEES ON 20-DAY FAILURES (RATIFIED CH.0313) (H1355) ..... 663, 714, 764, 836, 837, 846, 875, 916, 917, 918.
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S 834 FORECLOSURE STATUTE AMENDMENTS (RATIFIED CH.0305) (H1120) ..... 639, 654, 725, 735, 749, 751, 759, 906.
H 1069 FORFEITURES (RULES, CALENDAR & OPERATIONS OF THE HOUSE) .... 360.
H 345 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ ENTIRE PACKAGE (APPROPRIATIONS) ..... 119.
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H 1015 INFRACTION PROCEDURES (Senate) ..... 353, 517, 554.
H 913 INSTRUCT JURY/MULTIPLE DAMAGES (JUDICIARY I) ..... 313.
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H 242 LIABILITY STUDY COMMISSION (RULES, CALENDAR & OPERATIONS OF THE HOUSE) ..... 98, 666.
H 923 LIMITED LIABILITY COMPANY ACT (RATIFIED CH.0354) (S 780) ..... 324, 666, 790, 808, 817, 948, 960, 971.
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H 624 NONPROFIT CORPORATION ACT (RATIFIED CH.0398) (S 585) ..... 213, 576, 691, 709, 719, 1014, 1040, 1050.
H 544 OMNIBUS TECHNICAL AMENDMENTS (RATIFIED CH.0553) ..... 200, 569, 602, 1166, 1174, 1182.
H 120 OPEN MEETINGS LAW CHANGES (CONFERENCE COMMITTEE) ..... 64, 162, 173, 184, 195, 232, 415, 429, 518, 558.
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H 473 SEPARATE NC APPRAISAL BOARD (RATIFIED CH.0419) 183, 764, 799, 818, 826, 1058, 1064, 1071.
H 1115 SEX EXPLOITATION ACT (Senate) ..... 366, 537, 567.
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H 1014 CANDIDATE MULTIPLE FILING (JUDICIARY I) ..... 353.
S 493 CHILD FATALITY TASK FORCE JOINT TRAINING (RULES, CALENDAR & OPERATIONS OF THE HOUSE) (H 363) ..... 620, 893, 914.
H 1134 CHILD NEGLECT EXPOSURE TO DRUGS (COURTS & JUSTICE) ..... 369.
H 278 CLASSIFY MISDEMEANORS (RATIFIED CH.0539) (S 404) ..... 108, 675, 1007, 1024, 1148, 1150, 1180.
H 1023 CLARIFY JUVENILE CODE (JUDICIARY II) ..... 354.
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H 707 CREDIT REPORT/CHILD SUPPORT (JUDICIARY II) ..... 240.
H 55 DISCRIMINATION/STATE PERSONNEL (JUDICIARY I) ..... 49.
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S 311 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ ANNUAL EMPLOYEE SURVEY (APPROPRIATIONS) (INCORPORATED CH. 321) ..... 524, 661.
H 272 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ CHILD SUPPORT REFORM (COURTS & JUSTICE) (S 314) .. 108.
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H 325 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ LONGEVITY EQUALIZED/FREEZE (APPROPRIATIONS) (S 304) ..... 116, 594.
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H 1355 INCREASE COURT FEES (RATIFIED CH.0320) (S1139) ..... 582, 685, 696, 698, 707, 717, 923, 924.
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H 230 JUVENILE GUARDIAN AD LITEM (RATIFIED CH.0537) (S 434) .... 93, 258, 308, 1148, 1150, 1171.
H 1031 JUVENILE LAW STUDY COMMISSION MEMBERS (APPROPRIATIONS) ..... 355, 503.
H 364 JUVENILE LAW/CHILD PROTECTION (RATIFIED CH.0516) (S 487) ..... 123, 517, 555, 1127, 1134, 1140, 1168.
S 892 JUVENILE PROBATION/PASSING GRADE (RATIFIED CH.0462) ..... 525, 889, 914, 930, 1119.
H 1092 JUVENILE PROBATION/SCHOOL PROTECTION (RATIFIED CH.0369) (S 893) ..... 363, 536, 575, 974, 996, 1017.
H 231 JUVENILE RECORDS IN SENTENCING (JUDICIARY III) (S 437) ..... 93, 230, 246, 267, 323, 379.
H 1065 LEGISLATIVE/JUDICIAL PAY INEQUITIES (APPROPRIATIONS) ..... 359, 515.
H 1446 LEGISLATORS 4-YEAR TERMS/TERM LIMITS (CONSTITUTIONAL AMENDS. & REFERENDA) ..... 629.
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H 357 MANDATORY CERTIFICATION JUVENILE JUDGE (Senate) ..... 121, 459, 494.

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H 544 OMNIBUS TECHNICAL AMENDMENTS (RATIFIED CH.0553) ..... 200, 569, 602, 1166, 1174, 1182.
H 358 PROSECUTORIAL CHILD PROTECTION INITIATIVES (Senate) (S 492) ..... 122, 482, 531, 947, 1062, 1078, 1107.
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H 277 STRUCTURED SENTENCING-2 (RATIFIED CH.0538) (S 402) ..... 108, 675, 1007, 1024, 1147, 1150, 1171.
H 908 SUITS AND APPEALS BY INDIGENTS (RATIFIED CH.0435) ..... 312, 442, 581, 649, 1065, 1079, 1086.
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COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Justice and Public Safety; Courts and Justice, Vice Chair; Financial Institutions; Judiciary I; Pensions and Retirement.
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COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on General Government; Business and Labor - Subcommittee on Labor Relations and Employment, Vice Chair; Constitutional Amendments & Referenda; Courts and Justice, Chair; Ethics; Judiciary II, Vice Chair.
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COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Justice and Public Safety; Education - Subcommittee on Preschool, Elementary and Secondary Education; Environment; State Government - Subcommittee on Military, Veterans and Indian Affairs; Transportation - Subcommittee on Public Transportation.
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COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Education; Business and Labor - Subcommittee on Labor Relations and Employment; Children, Youth and Families; Health and Human Services - Subcommittee on Health Care and Access; Judiciary II.
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H 476 CLARIFY CONTROLLED SUBSTANCE EXAM ACT (RATIFIED CH.0213) ..... 183, 320, 417, 452, 821.
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H 345 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ ENTIRE PACKAGE (APPROPRIATIONS) ..... 119.
H 327 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ LONGEVITY ELIMINATED(APPROPRIATIONS) (S 305) 117, 594.
H 275 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ LONGEVITY ELIMINATED/FREEZE (APPROPRIATIONS) (S 306) ..... 108, 593.
H 336 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ WORKER TRAINING PROGRAMS TRANSFER (BUSINESS & LABOR) (S 278) ..... 118.

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H 533 PRIVATE PERSONNEL SERVICES/REIMBURSEMENT
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H 279 RECLASSIFY SOME FELONIES
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H 668 REPEAL LABOR STATUTE
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S 643 RETALIATORY DISCHARGE CHANGES
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H 1319 1993 OMNIBUS STUDIES ACT
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H 502 ABC TECHNICAL AMENDMENTS
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H 939 ARREST POWERS FOR LAW OFFICERS (JUDICIARY II) ..... 326.
H 1049 ASSAULT COMPANY POLICE OFFICERS (Senate) .. 357, 742, 759.
H 1104 ASSISTANCE BY DEPARTMENT OF MOTOR VEHICLES OFFICERS (JUDICIARY I) ..... 365.
S 925 ATTEMPTING TO ELUDE (JUDICIARY I) ..... 644.
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H 777 CREDIT FOR SAFEKEEPER PAYMENTS (APPROPRIATIONS) (INCORPORATED CH. 561) ..... 270.
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H 1068 CRIMINAL JUSTICE COMMISSION MEMBERSHIP CHANGE (APPROPRIATIONS) ..... 360, 484.
H 281 CRIMINAL JUSTICE PARTNERSHIP ACT (RATIFIED CH.0534) (S 405) ..... 109, 679, 1008, 1024, 1171.
S 27 CURRENT OPERATIONS BUDGET (RATIFIED CH.0321) ..... 636, 651, 695, 696, 699, 702, 730, 741, 927, 928, 930.
H 200 DAY CARE PROVIDER RECORDS (JUDICIARY I) (S 336) ..... 83.
H 179 DELETE ENVIRONMENTAL REPORTS (RATIFIED CH.0513) ..... 78, 161, 179, 1105, 1126, 1139, 1168.
H 554 DEPARTMENT OF HUMAN RESOURCES SCHOOL EMPLOYMENT RECORDS (RATIFIED CH.0350) ..... 201, 431, 452, 970.
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H 1050 DNA DATABASE AND DATABANK (INCORPORATED CH. 321) (RATIFIED CH.0401) ..... 357, 540, 572, 603, 1010, 1042, 1051.
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H 275 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ LONGEVITY ELIMINATED/FREEZE (APPROPRIATIONS) (S 306) ..... 108, 593.
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S 128 HIGHWAY USE TAX EXEMPTION (RATIFIED CH.0467) ..... 254, 688, 896, 941, 949, 1011, 1046, 1056, 1075, 1094, 1105, 1120.
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H 358 PROSECUTORIAL CHILD PROTECTION INITIATIVES (Senate) (S 492) ..... 122, 482, 531, 947, 1062, 1078, 1107.
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S 1006 REGULATED METALS PURCHASE (RATIFIED CH.0295) ..... 636, 655, 830, 840, 860, 876, 895.
H 788 REPORT BURN INJURIES (Senate) ..... 272, 570, 602.
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S 155 TAX LAWS TECHNICAL CHANGES/SECRECY (RATIFIED CH.0485) ..... 303, 1057, 1066, 1075, 1146.
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LEE, HUGH A.
BILLS INTRODUCED - 134, 164, 429, *462, 684, 721, 727, *741, 755, 886, *893, 923, 973, 975, 1005, 1122, 1125, 1151, *1153, *1154, 1186, 1193, 1288, *1301, *1307, 1308, 1348, 1405, 1458, 1499.
COMMITTEE ASSIGNMENTS - Courts and Justice; Finance, Vice Chair; Insurance; Judiciary III, Vice Chair; Pensions and Retirement, Chair; Rules, Calendar, and Operations of the House; Transportation - Subcommittee on Airports, Railways & Waterways.
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COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Transportation; Business and Labor - Subcommittee on Economic Expansion and Growth; Constitutional Amendments & Referenda; Judiciary I; Local and Regional Government I.
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H 692 KINSTON PRIVATE SALE (RATIFIED CH.0265) (S 635) ..... 238, 483, 506, 842, 855, 874.
H 693 LENOIR COUNTY ARTS/CIVIC CENTER FUNDS (APPROPRIATIONS) (S 671) ..... 238.

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H 38 1993 LOTTERY WITH REFERENDUM-2 (FINANCE) ..... 44.
H 1319 1993 OMNIBUS STUDIES ACT (PENDING RATIFICATION) ..... 542, 1171, 1174.
H 178 1993 REFERENDUM-STATE LOTTERY (CONSTITUTIONAL AMENDS. & REFERENDA) ..... 78.
S 26 1993-95 CAPITAL BUDGET (RATIFIED CH.0561) .. 1033, 1072, 1100, 1129, 1178, 1182, 1183.
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H 502 ABC TECHNICAL AMENDMENTS (RATIFIED CH.0415) ..... 190, 441, 469, 690, 709, 711, 718, 724, 1044, 1052, 1060.
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S 422 ACUPUNCTURE LICENSE REQUIRED (RATIFIED CH.0303) (H 261) ..... 438, 774, 853, 873, 877, 882, 884, 891, 906.
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H 1006 ALL-TERRAIN VEHICLES (RULES, CALENDAR & OPERATIONS OF THE HOUSE) ..... 351, 668.
H 556 AMEND BOILER PRESSURE VESSEL ACT (RATIFIED CH.0351) ..... 201, 319, 456, 476, 509, 615, 648, 658, 947, 959, 970.
H 650 ASBESTOS PROGRAM PENALTIES (Senate) ... 217, 402, 503, 553.
S 925 ATTEMPTING TO ELUDE (JUDICIARY I) ..... 644.
H 1212 AUCTIONEER FEES (RATIFIED CH.0421) ..... 437, 691, 710, 720, 728, 1070.
S 513 BANKING AMENDMENTS (CONFERENCE COMMITTEE) ..... 764, 785, 792, 866, 876.
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H 752 CHILD CARING LICENSE EXEMPT (Senate) ..... 260, 458, 492.
H 570 CLARIFY SANITATION LAWS (RATIFIED CH.0262) (S 597) ..... 203, 237, 402, 449, 842, 855, 874.
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COMMITTEE ASSIGNMENTS - Education - Subcommittee on Community Colleges and Universities; Environment; Finance; Insurance; Transportation, Vice Chair; Transportation - Subcommittee on Public Transportation, Chair.
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COMMITTEE ASSIGNMENTS - Agriculture; Appropriations - Subcommittee on Human Resources; Health and Human Services - Subcommittee on Aging, Vice Chair; Local and Regional Government II, Chair; Pensions and Retirement.
EXCUSED ABSENCES ..... 174, 180, 185, 197, 235, 821, 830, 986, 1016, 1035, 1047, 1059, 1069, 1085, 1110, 1160.
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H 544 OMNIBUS TECHNICAL AMENDMENTS (RATIFIED CH.0553) ..... 200, 569, 602, 1166, 1174, 1182.
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MAVRETIC, JOSEPHUS L.
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COMMITTEE ASSIGNMENTS - Agriculture; Constitutional Amendments & Referenda; Finance; Health and Human Services, Chair; Public Utilities.
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MCALLISTER, MARY E.
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COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Transportation, Co-Chair; Children, Youth and Families; Education - Subcommittee on Preschool, Elementary and Secondary Education; Financial Institutions, Vice Chair; Transportation - Subcommittee on Airports, Railways & Waterways.
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MCCOMBS, WILLARD EUGENE
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COMMITTEE ASSIGNMENTS - Courts and Justice; Finance; Financial Institutions; Pensions and Retirement; Transportation - Subcommittee on Highways.
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MCCRARY, PAUL R.
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COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Justice and Public Safety; Judiciary I; Local and Regional Government I; Public Utilities; Rules, Calendar, and Operations of the House.
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COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Transportation, Co-Chair; Insurance; Judiciary I; Local and Regional Government II, Vice Chair; Transportation - Subcommittee on Highways.
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MCLAWHORN, CHARLES L.
BILLS INTRODUCED - 9, 10, 28, 34, 36, 37, 38, 42, 128, 134, 142, 151, 155, 158, 161, 164, 165, 200, 201, 202, 206, 211, 212, 213, 214, 216, 218, 233, 238, 239, 240, 261, 276, 347, 349, 350, 429, 430, 433, 434, 457, 458, 489, 494, 499, 503, 511, 515, 518, 525, 527, 529, 530, *532, 534, 535, 537, 581, 582, 583, 629, 654, 684, 718, 719, 720, 724, 732, 740, 755, 818, 830, 831, 863, 886, 905, 943, 955, 957, 959, 964, 973, 974, 982, 1005, 1079, 1082, 1096, 1100, 1151, 1186, 1193, 1195, 1225, 1252, 1259, 1262, 1263, 1265, 1275, 1276, 1285, 1292, 1308, 1337, 1339, 1343, 1344, 1353, 1357, 1362, 1438, 1441.
COMMITTEE ASSIGNMENTS - Agriculture, Vice Chair; Appropriations - Subcommittee on Transportation; Business and Labor - Subcommittee on Travel and Tourism; Children, Youth and Families; Public Employees; Transportation, Vice Chair; Transportation - Subcommittee on Airports, Railways & Waterways, Chair.
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H 788 REPORT BURN INJURIES (Senate) ..... 272, 570, 602.
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H 729 SMALL EMPLOYER HEALTH PLANS (PORTION INCORPORATED CH. 321) (RATIFIED CH.0529) (S 696) ..... 252, 662, 1008, 1015, 1158, 1160, 1170.
H 988 SPEECH ASSISTANT EXEMPTION (Senate) ..... 349, 480, 1067, 1081, 1098.
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H 1142 SUBSTANCE ABUSE CERTIFICATION ACT (Senate) (S 890) ..... 371, 538, 667, 676, 681.
H 948 SUSPEND PROFESSIONAL LICENSE/DRUG FELONY (JUDICIARY II) ..... 336.
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H 278 CLASSIFY MISDEMEANORS (RATIFIED CH.0539) (S 404) ..... 108, 675, 1007, 1024, 1148, 1150, 1180.
S 27 CURRENT OPERATIONS BUDGET (RATIFIED CH.0321) ..... 636, 651, 695, 696, 699, 702, 730, 741, 927, 928, 930.
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S 544 MENTAL HEALTH/DEVELOPMENTAL DISABILITIES/ SUBSTANCE ABUSE EARLY INTERVENTION (RATIFIED CH.0487) .... 688, 782, 1008, 1033, 1041, 1108, 1146.
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H 544 OMNIBUS TECHNICAL AMENDMENTS (RATIFIED CH.0553) ..... 200, 569, 602, 1166, 1174, 1182.
H 929 PSYCHOLOGY PRACTICE ACT (STATE GOVERNMENT) (S 631) ..... 325.
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MERCER, LINWOOD E.
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COMMITTEE ASSIGNMENTS - Agriculture; Appropriations - Subcommittee on General Government; Financial Institutions; Local and Regional Government II; Pensions and Retirement.
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MICHAUX, H. M., JR.
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COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Education; Courts and Justice; Ethics; Judiciary I, Chair; Public Employees; Rules, Calendar, and Operations of the House, Vice Chair.
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H 278 CLASSIFY MISDEMEANORS (RATIFIED CH.0539) (S 404) ..... 108, 675, 1007, 1024, 1148, 1150, 1180.
H 345 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ ENTIRE PACKAGE (APPROPRIATIONS) ..... 119.
H 317 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ SUNSET STATE BOARDS & COMMISSIONS (STATE GOVERNMENT) (S 312) ..... 115.
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COMMITTEE ASSIGNMENTS - Environment; Finance; Health and Human Services - Subcommittee on Health Care & Access; Insurance; Judiciary III.
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MILLER, GEORGE W., JR.
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COMMITTEE ASSIGNMENTS - Constitutional Amendments & Referenda; Finance, Co-Chair; Judiciary I; Public Utilities, Vice Chair; Rules, Calendar, and Operations of the House.
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MINER, DAVID
BILLS INTRODUCED - 28, 45, 204, 232, 240, 408, 429, 684, 709, 863, 878, 886, 906, *1045, 1062, 1099, 1122, 1178, 1179, 1180, 1181, 1186, 1193, 1353, 1362, *1484.
COMMITTEE ASSIGNMENTS - Education - Subcommittee on Preschool, Elementary and Secondary Education; Environment; Finance; Judiciary I; Public Employees.
CONFEREE: S 785
EXCUSED ABSENCES ..... 518, 879.

MINER, DAVID—Contd.
OATH ..... 9.
SECONDS ADJOURNMENT ..... 432.

MINES AND QUARRIES (G.S. 74)
H 278 CLASSIFY MISDEMEANORS (RATIFIED CH.0539)
(S 404) ..... 108, 675, 1007, 1024, 1148, 1150, 1180.
H 179 DELETE ENVIRONMENTAL REPORTS
(RATIFIED CH.0513) ..... 78, 161, 179, 1105, 1126, 1139, 1168.
H 702 ENVIRONMENTAL PERMIT REFORM (ENVIRONMENT) .... 239.
H 550 MINING ACT IMPROVEMENTS
(Senate) (S 624) ..... 200, 402, 502, 553, 554.

MINORS - see CHILD WELFARE; JUDICIAL DEPARTMENT

MITCHELL COUNTY
H 389 ISSUANCE OF MITCHELL GUN PERMITS
(RATIFIED CH.0048) ..... 138, 186, 207, 651.
H 713 MITCHELL TAX COLLECTOR APPOINTED
(RATIFIED CH.0099) ..... 241, 254, 483, 506, 704.

MITCHELL, WILLIAM FRANKLIN
BILLS INTRODUCED - 21, 28, 36, 37, 45, 134, 164, 203, 225, *232, 240, 261, 347, 353, 394, 402, 408, 429, 433, 434, 489, *528, *529, 583, 645, 671, 684, 704, 705, 706, 707, 709, 732, 755, 770, 830, 831, 863, 904, 906, 920, 949, 952, 955, 956, 957, 964, 968, 973, 974, 993, 995, 1099, 1122, 1125, 1140, 1178, 1179, 1180, 1181, 1188, 1189, 1193, 1265, 1288, 1362, 1385, 1391, 1395, 1408, 1438, 1460, 1486.
COMMITTEE ASSIGNMENTS - Agriculture; Business and Labor - Subcommittee on Labor Relations and Employment; Finance; Local and Regional Government II; Rules, Calendar, and Operations of the House.
EXCUSED ABSENCE ..... 86.
OATH ..... 9.
PRESENTATION ON BEHALF OF
FRESHMAN MEMBERS OF HOUSE ..... 1099.
SECONDS ADJOURNMENT ..... 558.

MONOPOLIES, TRUSTS AND CONSUMER PROTECTION (G.S. 75)
H 278 CLASSIFY MISDEMEANORS (RATIFIED CH.0539)
(S 404) ..... 108, 675, 1007, 1024, 1148, 1150, 1180.
H 74 MODIFY TAX SECRECY PROVISION (Senate) ..... 56, 896, 943.
H 279 RECLASSIFY SOME FELONIES (APPROPRIATIONS)
(S 403) ..... 109, 675.
S 155 TAX LAWS TECHNICAL CHANGES/SECRECY
(RATIFIED CH.0485) ..... 303, 1057, 1066, 1075, 1146.
H 1112 TIME LIMIT/UNSOLICITED CALLS (Senate) .. 366, 461, 493, 510.

MONTGOMERY COUNTY
H 899 MONTGOMERY COMMISSIONERS
(RULES, CALENDAR & OPERATIONS OF THE HOUSE) .... 302.
H 902 MONTGOMERY SCHOOL BOARD
(RULES, CALENDAR & OPERATIONS OF THE HOUSE) .... 303.
S 711 TROY BOUNDARIES CONFIRMED
(RATIFIED CH.0159) ..... 663, 749, 755, 768, 773.
S 804 TROY ZONING NOTICE
(RATIFIED CH.0079) ..... 438, 622, 664, 683.

MOORE COUNTY
S 942 MOORE/LAURINBURG AIRPORT AUTHORITY
(RATIFIED CH.0414) ..... 644, 822, 829, 973, 998, 1020, 1060.

MOORE, RICHARD H.
BILLS INTRODUCED - 27, 28, 36, 115, 116, 120, 121, 134, 214, 226, *386, 400, 429, 459, *518, 579, 586, 611, *623, 685, 718, 719, 720, 724, 727, 729, 741, 805, 806, *859, 863, *879, 906, 923, 993, 1062, 1063, 1186, 1188, 1189, 1193, 1195, *1196, 1292, 1308, 1405, 1464, *1488.
COMMITTEE ASSIGNMENTS - Children, Youth and Families; Finance; Health and Human Services - Subcommittee on Health Care and Access; Judiciary I; Rules, Calendar, and Operations of the House.
EXCUSED ABSENCES ..... 333, 345, 690, 701.
OATH ..... 9.
SECONDS ADJOURNMENT ..... 65, 166, 309, 954.

MORGAN, RICHARD T.
BILLS INTRODUCED - 28, 45, 117, 118, 164, *215, 240, *246, 262, 282, *296, 366, 385, 429, 448, 449, 488, 721, 755, 770, 805, 806, 886, 920, 949, 954, 960, 995, 1005, 1122, 1178, 1179, 1180, 1181, 1186, 1193, 1362, 1372.
COMMITTEE ASSIGNMENTS - Business and Labor, Vice Chair; Business and Labor - Subcommittee on Travel and Tourism; Constitutional Amendments & Referenda; Finance, Vice Chair; Rules, Calendar, and Operations of the House; State Government - Subcommittee on Boards and Commissions; Transportation - Subcommittee on Public Transportation.
CONFEREE: S 161
EXCUSED ABSENCES ..... 381, 559, 622, 650.
OATH ..... 9.
SECONDS ADJOURNMENT ..... 74, 665, 701, 730, 1016.

MORTGAGES AND DEEDS OF TRUSTS (G.S. 45)
S 924 CHANGE REGISTER OF DEEDS FEES (RATIFIED CH.0425) ... 783, 887, 1034, 1039, 1042, 1053, 1070.
H 1120 FORECLOSURE STATUTE AMENDMENTS (COURTS & JUSTICE) (S 834) ..... 367.
S 834 FORECLOSURE STATUTE AMENDMENTS (RATIFIED CH.0305) (H1120) ..... 639, 654, 725, 735, 749, 751, 759, 906.
H 1125 INTEREST ON ESCROW ACCOUNTS (FINANCIAL INSTITUTIONS) ..... 368.
H 1030 MORTGAGE SATISFACTION AMENDMENT (JUDICIARY III) ..... 355.
S 778 SPOUSES CAN TERMINATE EQUITY LINE LOANS (JUDICIARY II) ..... 445, 1071.

MOTOR VEHICLES (G.S. 20)
H 1016 5 YEAR DRIVERS LICENSE RENEWAL (RATIFIED CH.0368) ..... 353, 435, 733, 748, 758, 935, 971, 996, 1016.
H 982 AGRICULTURAL COMMODITIES HAULING PERMITS (RATIFIED CH.0470) ..... 348, 471, 492, 519, 573, 739, 967, 1070, 1097, 1099, 1120.
H 37 AGRICULTURAL TRAILER LIGHTING (JUDICIARY II) (S 38) ..... 44, 598, 617, 619.
H 1006 ALL-TERRAIN VEHICLES (RULES, CALENDAR & OPERATIONS OF THE HOUSE) ..... 351, 668.
H 1104 ASSISTANCE BY DEPARTMENT OF MOTOR VEHICLES OFFICERS (JUDICIARY I) ..... 365.
S 925 ATTEMPTING TO ELUDE (JUDICIARY I) ..... 644.
S 901 BICYCLE CLINGING PROHIBITED (JUDICIARY III) ..... 644, 737, 787, 795.
S 902 BICYCLE SIGNALS (JUDICIARY III) ..... 588, 659, 787, 796.
S 1144 BRIDGE FORMULA EXCEPTIONS (TRANSPORTATION) .... 1012.
H 278 CLASSIFY MISDEMEANORS (RATIFIED CH.0539) (S 404) ..... 108, 675, 1007, 1024, 1148, 1150, 1180.

MOTOR VEHICLES (G.S. 20)—Contd.
S 939 COMBINED AUTO FRANCHISES (RATIFIED CH.0331) ..... 644, 844, 876, 879, 902, 945.
S 1151 COUNTY COMMISSIONER LICENSE PLATES (FINANCE) ..... 835, 967.
S 162 DEALER PLATE/LICENSE CHANGES (RATIFIED CH.0440) ..... 395, 789, 896, 912, 922, 1087.
H 1094 DELIVERY OF MOTOR VEHICLES (RATIFIED CH.0328) ..... 363, 605, 618, 933.
H 1174 DIFFERENTIATED DRIVERS LICENSES (JUDICIARY II) ..... 375.
S 560 DISTRICT SERVICE CROSS PLATES (FINANCE) ..... 501, 689.
S 1074 DRIVERS LICENSE COMPACT (RATIFIED CH.0533) ..... 646, 1044, 1068, 1109, 1124, 1141, 1143, 1170.
H 1357 DRIVERS LICENSE DONOR/MEDICAL INFORMATION (FINANCE) ..... 583, 1044, 1054, 1077.
H 1175 DRIVERS LICENSE REVOCATIONS (JUDICIARY II) ..... 375.
H 356 DWI AGGRAVATED BY CHILD IN CAR (Senate) (S 497) ..... 121, 534, 556.
H 385 DWI AMENDMENTS (RATIFIED CH.0285) (S 446) ..... 133, 246, 267, 454, 468, 765, 776, 779, 835, 859, 865, 868, 886.
S 446 DWI AMENDMENTS (JUDICIARY I) (H 385) ..... 638, 653.
H 1164 DWI ASSESSMENTS CHANGE (COURTS & JUSTICE) ..... 374.
H 3 DWI BLOOD ALCOHOL TO 0.08 (JUDICIARY I) (S 50) ..... 36.
H 1153 DWI COUNSELING LIMITATION (JUDICIARY III) ..... 372.
H 366 DWI STUDY COMMISSION (RULES, CALENDAR & OPERATIONS OF THE HOUSE) ..... 123, 674.
S 1139 FEES ON 20-DAY FAILURES (RATIFIED CH.0313) (H1355) ..... 663, 714, 764, 836, 837, 846, 875, 916, 917, 918.
H 951 FELONY DRIVING AFTER SUSPENSION OF LICENSE (REPORTED UNFAVORABLE) ..... 337, 580.
H 1025 FORFEIT VEHICLE/ELUDE POLICE PURSUIT (JUDICIARY III) ..... 354.
S 840 FRANCHISE TERMINATION DECISION (RATIFIED CH.0123) ..... 643, 707, 723, 729, 731.
S 836 FREE HOMELESS ID CARDS (RATIFIED CH.0490) ..... 676, 983, 1046, 1061, 1126, 1146.
H 955 FUTURE FARMERS OF AMERICA MOTOR VEHICLE PLATE (FINANCE) ..... 337, 434.
H 138 GAS SERVICE FOR HANDICAPPED (JUDICIARY I) (S 73) ..... 69.
H 301 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ CONSOLIDATE COMMUNITY CORRECTION PROGRAMS (APPROPRIATIONS) (INCORPORATED CH. 321) (S 240) ... 112.
H 337 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ ELIMINATE DEPARTMENT OF CRIME CONTROL & PUBLIC SAFETY (APPROPRIATIONS) (S 286) ..... 118.
H 345 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ ENTIRE PACKAGE (APPROPRIATIONS) ..... 119.
H 327 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ LONGEVITY ELIMINATED (APPROPRIATIONS) (S 305) 117, 594.
H 275 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ LONGEVITY ELIMINATED/FREEZE (APPROPRIATIONS) (S 306) ..... 108, 593.
H 338 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ PHASE OUT DEPARTMENT OF MOTOR VEHICLES LAW ENFORCEMENT (APPROPRIATIONS) (S 291) ..... 118.

MOTOR VEHICLES (G.S. 20)—Contd.
H 317 GOVERNMENT PERFORMANCE AUDIT COMMITTEE/ SUNSET STATE BOARDS & COMMISSIONS (STATE GOVERNMENT) (S 312) ..... 115.
S 128 HIGHWAY USE TAX EXEMPTION (RATIFIED CH.0467) ..... 254, 688, 896, 941, 949, 1011, 1046, 1056, 1075, 1094, 1105, 1120.
H 1355 INCREASE COURT FEES (RATIFIED CH.0320) (S1139) ..... 582, 685, 696, 698, 707, 717, 923, 924.
H 609 INSURANCE SUBSTANTIVE CHANGES (INSURANCE) (S 603) ..... 211.
S 603 INSURANCE SUBSTANTIVE CHANGES (RATIFIED CH.0409) (H 609) ..... 578, 946, 1032, 1059.
H 601 INTERSTATE CARRIERS BLANK BILL (RULES, CALENDAR & OPERATIONS OF THE HOUSE) ..... 210.
H 824 LEFT TURN ON RED (APPROPRIATIONS) ..... 284, 383, 410.
H 661 LEGION OF VALOR PLATES (FINANCE) ..... 219, 250, 425.
H 798 LRC STUDY RENTAL CAR INSURANCE (RULES, CALENDAR & OPERATIONS OF THE HOUSE) ..... 280, 889.
H 754 MANDATORY JAIL FOR SOME DWI (APPROPRIATIONS) ..... 260, 535.
H 672 MOTOR VEHICLE TECHNICAL CORRECTIONS (TRANSPORTATION) ..... 224, 249, 787.
S 841 MOTOR VEHICLE WARRANTY REIMBURSEMENT RIGHTS (RATIFIED CH.0116) ..... 643, 707, 724, 726.
H 27 NO CHILDREN IN PICKUP BEDS (Senate) ..... 42, 145, 153, 155, 159, 164, 171.
H 551 NO DRIVERS LICENSE UNTIL TREATMENT (Senate) ..... 201, 415, 432, 732, 746, 756.
H 544 OMNIBUS TECHNICAL AMENDMENTS (RATIFIED CH.0553) ..... 200, 569, 602, 1166, 1174, 1182.
H 1087 ONLY ONE ORAL DRIVER'S TEST (TRANSPORTATION) .... 363.
S 1017 OPPOSE FEDERAL LICENSE REQUIREMENT-2 (RATIFIED RES.30) ..... 577, 1096, 1133, 1170.
H 1219 OPPOSE FEDERAL REQUIREMENT TO SUSPEND LICENSE (RULES, CALENDAR & OPERATIONS OF THE HOUSE) ... 444.
H 1226 OVERLOADING MOTOR VEHICLES (Senate) ..... 462, 850, 1044, 1058, 1110, 1122, 1123.
H 419 PASSING STOPPED SCHOOL BUS (Senate) .... 152, 533, 555, 567.
H 1044 PURPLE HEART PLATE RENEWAL (FINANCE) ..... 357, 453.
H 770 PURPLE HEART PLATES-FREE (TRANSPORTATION) ..... 263.
H 849 RACE ON DRIVERS LICENSE (Senate) ..... 295, 766, 779.
H 1196 RAISE MUNICIPAL TAXI TAX (TRANSPORTATION) ... 659, 787.
S 467 RAISE SPEED LIMIT FOR SUSPENSION (JUDICIARY I) ..... 166.
H 279 RECLASSIFY SOME FELONIES (APPROPRIATIONS) (S 403) ..... 109, 675.
H 802 RECYCLABLE WEIGHT PENALTY (RATIFIED CH.0426) ..... 281, 403, 971, 1005, 1070.
S 1072 RED LIGHTS ON STATE EMERGENCY MEDICAL SERVICES VEHICLES (RULES, CALENDAR & OPERATIONS OF THE HOUSE) ..... 1176.
H 469 REGISTER OF DEEDS LICENSE PLATES (FINANCE) ... 249, 425.
H 1005 REGULATE FUNERAL PROCESSIONS (Senate) ..... 351, 530, 673, 711.
H 766 RESTITUTION FOR ACCIDENT RESPONSE (JUDICIARY III) ..... 262.
H 1124 SALVAGE VEHICLE DEALERS (FINANCE) ..... 368, 814.
S 578 SCHOOL BUS SPEED TO 45 MPH (RATIFIED CH.0217) ..... 385, 438, 787, 795, 800, 802, 830.

MOTOR VEHICLES (G.S. 20)—Contd.
H 653 SCHOOL BUS SPEED TO 45 MPH-2 (TRANSPORTATION) ..... 217, 249, 787.
H 455 SCHOOL GOVERNANCE CHANGES-2 (CONSTITUTIONAL AMENDS. & REFERENDA) ..... 176.
H 697 SEAT BELT USAGE ADMISSIBLE (JUDICIARY I) (H 728) .... 239.
H 728 SEAT BELT USAGE ADMISSIBLE (Senate) (H 697) ..... 251, 278, 318, 331, 342.
S 475 SELLING HANDICAP PLACARDS ILLEGAL (RATIFIED CH.0373) ... 620, 820, 837, 876, 916, 952, 961, 1017.
H 1391 SHRINER EMBLEM PLATES (RULES, CALENDAR & OPERATIONS OF THE HOUSE) ..... 608.
H 1002 SPECIAL EDUCATION/DRIVER EDUCATION AGE (Senate) ..... 351, 515, 550.
S 161 SPECIAL/MULTIYEAR PLATE CHANGES (RATIFIED CH.0543) ..... 419, 688, 972, 1002, 1028, 1103, 1157, 1172, 1181.
H 1051 "STATE OF THE ARTS" PLATES (FINANCE) ..... 358, 453.
H 621 TRAILER COUPLINGS (RATIFIED CH.0071) .. 213, 529, 574, 671.
S 1248 VEHICLE INSPECTION FEES INCREASED (RATIFIED CH.0385) ..... 920, 973, 1004, 1030, 1036.
H 748 VEHICLE WINDOW GLAZING (JUDICIARY II) ..... 260.
H 28 WEAPONS AT SCHOOL/NO DRIVERS LICENSE (JUDICIARY III) ..... 42.
H 631 WILDLIFE LICENSE PLATES (FINANCE) ..... 214, 249, 311, 453.
H 110 WRECKER SERVICE SYSTEM (TRANSPORTATION) (S 220) ..... 62, 91, 287.
S 220 WRECKER SERVICE SYSTEM (JUDICIARY III) (H 110) ..... 524, 1109.

MOTORBOATS - see BOATING AND WATER SAFETY

MUNICIPAL ELECTRIC POWER AND ENERGY ACT, JOINT (G.S. 159B)
H 443 EXEMPT MUNICIPAL POWER PROJECTS (PUBLIC UTILITIES) (S 470) ..... 169.
S 470 EXEMPT MUNICIPAL POWER PROJECTS (RATIFIED CH.0182) (H 443) ..... 327, 772, 794, 798.
H 1167 MUNICIPAL POWER AGENCY INVESTMENT (RATIFIED CH.0445) ..... 374, 665, 705, 720, 1087.
H 120 OPEN MEETINGS LAW CHANGES (CONFERENCE COMMITTEE) ..... 64, 162, 173, 184, 195, 232, 415, 429, 518, 558.

MUNICIPALITIES - see CITIES AND TOWNS

MURDER - see CRIMINAL LAW; CRIMINAL PROCEDURE ACT

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NAMES OF PERSONS (G.S. 101)
H 1133 RESUMPTION OF SURNAME (Senate) ..... 369, 459, 492.

NASH COUNTY
H 736 LOCAL COMMUNITY COLLEGE & SCHOOL MERGERS (RATIFIED CH.0468) ..... 253, 434, 447, 1106, 1120.
S 708 LOCAL ECONOMIC DEVELOPMENT (RATIFIED CH.0042) (H 708) ..... 419, 560, 596, 598.

NASH COUNTY—Contd.
H 890 MIDDLESEX ANNEXATION
(RATIFIED CH.0480) ..... 301, 425, 864, 881, 890, 1136.
H 785 NASH/EDGECOMBE COMMUNITY COLLEGE ADMINISTRATION
(RULES, CALENDAR & OPERATIONS OF THE HOUSE) ... 272.
S 1082 NASH/FRANKLIN WATERSHED ZONING
(RATIFIED CH.0296) ..... 639, 655, 833, 858, 895.
H 783 NASH ROOM TAX USE (FINANCE) (S 710) ..... 271.
S 710 NASH ROOM TAX USE (RATIFIED CH.0545)
(H 783) ..... 641, 994, 1022, 1037, 1128, 1144, 1158, 1173, 1181.

NAVIGATION (G.S. 76)
H 485 ADOPT NAVIGATION RULES
(RATIFIED CH.0361) ..... 188, 250, 274, 304, 335, 394, 429, 466, 889, 898, 907, 964, 974, 975, 987.
H 278 CLASSIFY MISDEMEANORS (RATIFIED CH.0539)
(S 404) ..... 108, 675, 1007, 1024, 1148, 1150, 1180.
H 279 RECLASSIFY SOME FELONIES
(APPROPRIATIONS) (S 403) ..... 109, 675.

NESBITT, MARTIN L., JR.
BILLS INTRODUCED - 9, 119, *134, 139, *263, *264, 269, 270, 271, 272, 273, 274, 275, 276, 287, 288, 289, 290, 291, 292, 293, 294, 299, 300, 301, 302, 303, 304, 305, 306, *307, *308, *309, *310, *311, *312, *313, 314, 315, 316, 317, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 336, 337, 338, 340, 341, 342, 343, 344, 348, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 381, 415, 429, 457, 458, 478, 577, 578, 581, 582, 615, *654, *657, *658, *677, 719, *729, 809, 818, *828, *938, 1005, 1033, 1082, 1091, *1160, *1171, 1186, *1188, *1189, *1192, 1193, *1201, *1202, *1203, *1216, 1217, *1231, 1249, *1261, 1270, 1287, 1306, *1307, 1308, 1309, 1312, 1317, *1325, 1349, 1364, *1367, *1368, *1369, *1375, 1384, 1401, *1407, *1408, *1409, 1427, 1436, 1437, *1444, 1458, *1466, *1468.
COMMITTEE ASSIGNMENTS - Appropriations, Co-Chair; Courts and Justice; Judiciary III; Public Employees.
CONFEREE: H 120, H 1008, S 14, S 26 (Co-Chair), S 27 (Co-Chair), S 1148
DELEGATION MEMBER TO ATTEND
REPRESENTATIVE R. M. "PETE" THOMPSON'S FUNERAL ..... 412.
ESCORT FOR SPEAKER PRO TEMPORE ..... 32.
EXCUSED ABSENCES ..... 248, 731.
OATH ..... 9.
SECONDS ADJOURNMENT ..... 702, 931.

NEW HANOVER COUNTY
H 588 AMEND WILMINGTON CHARTER/LAND USE ORDINANCE
(RATIFIED CH.0318) ..... 206, 413, 440, 446, 919.
H 813 NEW HANOVER AIRPORT AUTHORITY
(RATIFIED CH.0251) ..... 282, 392, 405, 420, 835, 845, 852.
H 774 NEW HANOVER MEALS TAX (FINANCE) ..... 270.
S 1070 NEW HANOVER/HUMAN RELATIONS
(RATIFIED CH.0192) ..... 646, 705, 728, 804.
H 436 NEW HANOVER/REGULATE PERSONAL WATERCRAFT
(RATIFIED CH.0125) (S 507) ..... 163, 278, 315, 732.
H 837 WRIGHTSVILLE BEACH EMINENT DOMAIN
(RATIFIED CH.0187) (S 794) . 294, 535, 546, 564, 783, 791, 798.
S 794 WRIGHTSVILLE EMINENT DOMAIN
(JUDICIARY II) (H 837) ..... 577.
H 775 WRIGHTSVILLE USER FEES (FINANCE) (S 706) ..... 270, 433.
S 706 WRIGHTSVILLE USER FEES (FINANCE) (H 775) ..... 766.

NICHOLS, JOHN M.
BILLS INTRODUCED - 24, 28, 30, 31, 32, 38, 39, 45, 66, 102, 111, 125, *133, 134, 142, 151, 158, 159, *198, 212, 225, 232, 233, 234, 235, 240, *380, 394, 395, 396, 397, 402, 403, 433, 434, 456, 482, 489, 501, 503, 513, 514, 583, 671, 683, 709, 722, 723, 724, *732, 746, 755, *758, 770, 830, 849, 855, 863, 886, 906, 920, *949, *950, *951, 963, 964, 995, 1005, 1024, 1026, 1082, *1099, *1100, 1103, 1104, 1105, 1106, 1122, 1128, 1140, 1151, 1178, 1179, 1180, 1181, 1186, 1193, 1195, 1257, 1259, 1262, 1263, 1264, 1271, 1275, 1276, 1288, 1337, 1339, 1385, 1389, 1405, 1430, 1438, 1441.
COMMITTEE ASSIGNMENTS - Agriculture; Appropriations - Subcommittee on General Government; Courts and Justice; Financial Institutions; State Government - Subcommittee on Military, Veterans and Indian Affairs.
DELEGATION MEMBER TO ATTEND
REPRESENTATIVE R. M. "PETE" THOMPSON'S FUNERAL ..... 412.
EXCUSED ABSENCES ..... 86, 345, 441, 622, 742, 751, 851, 1016, 1110.
OATH ..... 9.
SECONDS ADJOURNMENT ..... 497.

NONPROFIT CORPORATION ACT (G.S. 55A)
H 278 CLASSIFY MISDEMEANORS (RATIFIED CH.0539)
(S 404) ..... 108, 675, 1007, 1024, 1148, 1150, 1180.
H 624 NONPROFIT CORPORATION ACT (RATIFIED CH.0398)
(S 585) ..... 213, 576, 691, 709, 719, 1014, 1040, 1050.
H 540 NONPROFIT CORPORATION ACT FEES (FINANCE)
(S 584) ..... 199.

NORTHAMPTON COUNTY
H 480 LOCAL COMMUNITY COLLEGE PLANT FUNDING
(LOCAL & REGIONAL GOV'T. I) ..... 187.
S 1097 NORTHAMPTON SCHOOL ELECTIONS
(RATIFIED CH.0110) ..... 646, 693, 706, 715.

NURSES - see MEDICINE AND ALLIED OCCUPATIONS

NYE, EDD
BILLS INTRODUCED - 9, 18, *19, *20, *21, *22, *23, 134, 205, *240, *241, *242, *243, *244, *245, 305, *331, *332, *333, *334, *335, 429, 488, *512, *513, *514, *515, *535, *593, *594, *595, *596, 635, 651, 654, 718, 719, 720, 742, 862, 863, 920, *946, *987, *988, 1005, *1113, 1186, 1193, 1195, *1228, 1237, 1256, 1275, 1276, *1278, *1279, *1280, *1281, 1293, 1296, 1303, 1308, 1339, 1353, 1360, 1363, 1405, 1410, *1450, *1451, 1497.
COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Human Resources, Co-Chair; Business and Labor - Subcommittee on Economic Expansion and Growth, Vice Chair; Education - Subcommittee on Preschool, Elementary and Secondary Education; Public Employees; State Government - Subcommittee on Boards and Commissions.
CONFEREE: S 26, S 27
EXCUSED ABSENCE ..... 153.
OATH ..... 9.
RECALL S 544 FROM SENATE,
NOTICE OF INTENT TO ..... 1041.

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OBSCENITY - see CRIMINAL LAW

OFFICER TRAINING - see CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION

OFFICES AND PUBLIC OFFICERS (G.S. 128)

H 1012 BOARD OF ELECTIONS TRANSFER TO SECRETARY OF STATE (STATE GOVERNMENT) ..... 352.
H 928 CLARIFY LAW ENFORCEMENT DISABILITY RETIREMENT (PENSIONS & RETIREMENT) ..... 325.
H 278 CLASSIFY MISDEMEANORS (RATIFIED CH.0539) (S 404) ..... 108, 675, 1007, 1024, 1148, 1150, 1180.
H 1173 CONSTITUTIONAL REVISIONS (REPORTED UNFAVORABLE) ..... 375, 516.
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H 764 SMOKE DETECTORS REQUIRED (JUDICIARY III) ..... 262.
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H 278 CLASSIFY MISDEMEANORS (RATIFIED CH.0539) (S 404) ..... 108, 675, 1007, 1024, 1148, 1150, 1180.

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H 923 LIMITED LIABILITY COMPANY ACT (RATIFIED CH.0354) (S 780) ..... 324, 666, 790, 808, 817, 948, 960, 971.
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H 249 ADOPT YOUTH SUBSTANCE ABUSE PLAN (RATIFIED RES.27) (S 334) ..... 99, 568, 569, 605, 618, 982, 1006, 1136.
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H 1209 COMMUNITY COLLEGE BOARD ELECTION (RATIFIED RES.13) ..... 436, 482, 512, 551, 651, 694.
H 1399 CONFIRMATION/JOHN THOMAS ON UTILITIES COMMISSION (RULES, CALENDAR & OPERATIONS OF THE HOUSE) (S1160) ..... 609.
S 1160 CONFIRMATION/JOHN THOMAS ON UTILITIES COMMISSION (RATIFIED RES.16) (H1399) ..... 762, 767.
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H 296 HONORING DONALD ROSS AND RECOGNIZING PINEHURST AS GOLF CAPITAL (RATIFIED RES.26) ..... 111, 413, 450, 1108, 1121.
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H 591 HONORING S. A. HOLLEMAN/TOWN OF ELON COLLEGE (RATIFIED RES.07) ..... 209, 223, 235, 250.
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RICHARDSON, WILLIAM O.
BILLS INTRODUCED - 18, 38, 115, 116, 120, 134, 145, 146, 147, 148, 149, 164, 205, 214, 216, 217, 225, *402, 415, 429, 449, 490, *551, *552, 615, 617, *631, 637, 651, 654, 718, 719, *742, 790, 805, 806, 809, *832, 841, 921, *936, 990, 1005, *1049, *1050, 1063, *1068, *1069, 1073, 1082, 1136, 1141, 1142, *1150, 1168, 1186, 1193, 1195, 1210, 1236, 1237, *1246, 1256, 1262, 1263, 1264, 1275, 1276, *1282, 1286, 1303, 1308, 1309, 1353, 1360, 1362, 1372, *1402, 1405, 1410, *1413, *1418, 1422, *1434, 1440, 1448, 1463, *1497.
COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Justice and Public Safety; Courts and Justice; Environment; Health and Human Services - Subcommittee on Human Services; Judiciary I.
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H 1052 VEGETATION CUTTING ON HIGHWAY RIGHTS-OF-WAY (TRANSPORTATION) ..... 358.
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ROBINSON, GEORGE S.
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COMMITTEE ASSIGNMENTS – Business and Labor, Vice Chair; Business and Labor – Subcommittee on Economic Expansion and Growth; Constitutional Amendments & Referenda; Finance; Judiciary III, Vice Chair; Public Utilities; Rules, Calendar, and Operations of the House, Vice Chair.
CONFEREE: S 14, S 161
EXCUSED ABSENCES ..... 66, 103, 153, 666, 751, 1110, 1160.
OATH ..... 9.
SECONDS ADJOURNMENT ..... 52, 862.
SELECT COMMITTEE ON SENTENCING MEMBER ..... 741.

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COMMITTEE ASSIGNMENTS - Agriculture; Appropriations - Subcommittee on Education, Co-Chair; Children, Youth and Families; Local and Regional Government I, Vice Chair (Acting Chair, effective April 28, 1993); Pensions and Retirement.
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COMMITTEE ASSIGNMENTS - Agriculture; Appropriations - Subcommittee on Education; Business and Labor - Subcommittee on Economic Expansion and Growth, Vice Chair; Public Employees; State Government - Subcommittee on Boards and Commissions, Vice Chair.
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COMMITTEE ASSIGNMENTS - Agriculture; Appropriations - Subcommittee on Education; Financial Institutions, Vice Chair; Public Employees; State Government, Vice Chair; State Government - Subcommittee on Military, Veterans and Indian Affairs, Chair.
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COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Transportation; Business and Labor - Subcommittee on Labor Relations and Employment; Judiciary II; Public Employees; State Government - Subcommittee on Military, Veterans and Indian Affairs.
CONFEREE: H 385, H 485, S 26, S 125, S 851
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TALLENT, TIMOTHY N.
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COMMITTEE ASSIGNMENTS - Agriculture; Appropriations - Subcommittee on General Government, Co-Chair; Business and Labor - Subcommittee on Economic Expansion and Growth; Insurance; Local and Regional Government II.
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COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on Education; Education, Vice Chair; Education - Subcommittee on Preschool, Elementary and Secondary Education, Chair; Environment; Pensions and Retirement, Vice Chair; Transportation - Subcommittee on Highways, Vice Chair.
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COMMITTEE ASSIGNMENTS - Agriculture; Environment; Finance; Judiciary II; Transportation - Subcommittee on Public Transportation.
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COMMITTEE ASSIGNMENTS - Appropriations - Subcommittee on General Government; Business and Labor - Subcommittee on Economic Expansion and Growth; Judiciary III; Local and Regional Government II; Transportation - Subcommittee on Airports, Railways & Waterways.
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COMMITTEE ASSIGNMENTS - Business and Labor, Vice Chair; Business and Labor - Subcommittee on Travel and Tourism, Chair; Education - Subcommittee on Community Colleges and Universities, Vice Chair; Finance; Insurance; State Government - Subcommittee on State Parks, Facilities and Property, Vice Chair.
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WILSON, CONSTANCE K.
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COMMITTEE ASSIGNMENTS – Children, Youth and Families; Education – Subcommittee on Preschool, Elementary and Secondary Education; Finance; Health and Human Services – Subcommittee on Health Care & Access; Local and Regional Government I.
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COMMITTEE ASSIGNMENTS – Appropriations – Subcommittee on Education; Business and Labor – Subcommittee on Labor Relations and Employment; Children, Youth and Families; Education – Subcommittee on Preschool, Elementary and Secondary Education, Vice Chair; Public Employees.
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BILLS INTRODUCED – 24, 25, 27, 28, 39, 66, 143, 144, 161, 182, 234, 235, 240, *252, 339, 429, 449, 450, 569, 721, 727, 830, 831, 845, 863, 885, 886, 906, 920, 947, 949, 960, 965, 966, 968, 970, 973, 974, *1048, 1099, 1122, 1125, 1151, *1173, 1178, 1179, 1180, 1181, 1186, 1273.
COMMITTEE ASSIGNMENTS – Education, Vice Chair; Education – Subcommittee on Preschool, Elementary and Secondary Education; Finance; Local and Regional Government I; Rules, Calendar, and Operations of the House; State Government – Subcommittee on Military, Veterans and Indian Affairs, Vice Chair.
EXCUSED ABSENCES ..... 36, 52, 77, 185, 321, 381, 432, 457, 622, 685, 798, 810, 821, 851, 1085, 1110, 1160.
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